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LAWS 2411-1

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF PENNSYLVANIA,

PASSED AT THE

SESSION OF 1866,

In the Ninetieth Year of Independence.

WITH AN APPENDIX.

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By Authority.

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HARRISBURG:  
SINGERLY & MYERS, STATE PRINTERS.  
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# L A W S

OF THE

## COMMONWEALTH OF PENNSYLVANIA.

No. 1.

### An Act

To create an additional judicial district, to be called the Twenty-seventh judicial district of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the counties of Washington and Beaver are hereby erected into a separate judicial district, to be called the Twenty-seventh judicial district; and it shall be the duty of the governor of this commonwealth, pursuant to the provisions of the constitution, to appoint and commission a gentleman of integrity, learned in the law, to be president judge of said district, who shall hold his office until the first Monday of December next.

New district created.  
Governor to appoint.

SECTION 2. That the qualified electors of the said Twenty-seventh district shall, on the second Tuesday of October next, elect a president judge of said district, according to the constitution and laws of this commonwealth, to hold his office for the term of ten years, from and after the first Monday of December next.

Election.

SECTION 3. That the president judge, so appointed, as aforesaid, shall receive a like salary and compensation, and have and execute, all and singular, the powers, jurisdiction and authority, of president judge of the courts of common pleas, oyer and terminer, and general jail delivery, orphans' court, and quarter sessions of the peace, in said district, as are conferred on the president judges of the Fourteenth and Seventeenth judicial districts, respectively.

Salary, powers, &c., of judge.

SECTION 4. The said district shall be attached to the Western district of the supreme court, which court may, from time to time, fix and establish the return days of suits of errors, to each of the counties thereof.

To be attached to Western district of supreme court.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 2.

*An Act*

To pay the retiring officers of the Senate and House of Representatives.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer shall pay to all the retiring officers, who have assisted in the organization of the Senate and House of Representatives, and whose accounts have been certified to by the clerks of the respective houses, ten days pay, at the rate of three dollars per day, and mileage.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 3.

*An Act*

Authorizing the controller of the city of Allegheny to administer oaths, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

City controller  
to give bond, to  
be sworn, &c.

That from and after the passage of this act, the controller of the city of Allegheny shall give bond, to the said city, in such sum as the city councils may, from time to time, direct, conditioned for the faithful performance of the duties of his office, and he shall, before he enters on said duties, take and subscribe an oath, or affirmation, before the mayor of said city, faithfully to discharge the duties of said office; he shall perform such duties as the councils of said city may, from time to time, prescribe.

SECTION 2. That he is hereby empowered to administer oaths, or affirmations, to all persons presenting claims against said city, and to all officers, or agents, of said city, who are interested in receiving, or disbursing, the revenues of said city. Authorized to administer oaths.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 4.

### An Act

To increase the pay of jurors and witnesses of the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of the jurors, in attendance upon the several courts of said county, shall be two dollars per diem, and the usual mileage; the compensation of witnesses, while in attendance upon the courts of said county, shall be one dollar and twenty-five cents per diem, and the usual mileage.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

## LAWS OF PENNSYLVANIA,

No. 5.

*An Act*

To change the name of the Hamilton Gold and Silver Mining Company,  
to the Enterprise Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the name of the Hamilton Gold and Silver Mining Company be and is hereby changed to the name of the Enterprise Gold and Silver Mining Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 6.

*An Act*

To annul the marriage contract between Harry Lloyd M'Connell and  
Mary Wilson M'Connell, late Mary Wilson Curtin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Harry Lloyd M'Connell and Mary Wilson, his wife, (late Mary Wilson Curtin,) be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties and obligations, arising therefrom, as if they had never been joined in marriage.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 7.

## An Act

To increase the pay of the auditors of the county of Armstrong.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of January, Anno Domini one thousand eight hundred and sixty-six, the county auditors, of the county of Armstrong, shall receive, out of the funds in the treasury of said county, two dollars and fifty cents per day, for each day actually and necessarily employed in discharging the duties of their respective office; and that all laws, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 8.

## An Act

To authorize the school directors of Neville township, Allegheny county, to assess a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Neville township, Allegheny county, are hereby authorized to levy a tax, during the present year, sufficient to pay off the entire amount of indebtedness

# LAWS OF PENNSYLVANIA,

incurred in the filling up the quota of said township, during the late drafts, and to collect the same, in the usual manner.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The thirtieth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 9.

## An Act

Regulating the fees of surgeons at coroner's inquests, in the counties of Schuylkill and Mercer.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the commissioners of the counties of Schuylkill and Mercer shall not pay to the surgeon, or surgeons, making a post-mortem examination at a coroner's inquest, in said counties, a larger fee than ten dollars, unless the said commissioners shall be of opinion that a larger compensation should be allowed, when it may be increased, by them, to such an amount as they may think just: *Provided,* That no greater amount than the said sum of ten dollars shall be recovered, in any suit against said county, by any such surgeon, or surgeons, for his, or their, fee, as aforesaid, unless he, or they, shall procure, on the trial thereof, the written agreement of said commissioners to pay such larger amount.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The thirtieth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

## No. 10.

*An Act*

To incorporate the Philadelphia and Southern Mail Steamship Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Thomas C. Hand, Frederick Collins, Richard Wood, Corporators.  
A. F. Cheesebrough, W. S. Russell, George L. Buzby, William Massey, John O. James, W. C. Harris, George N. Allen, Henry Simons, A. M. Conover, William M. Wilson, John D. Stockton, A. J. Catherwood, Henry Winsor, E. A. Souder and William B. Thomas, and their associates and successors,

be and they are hereby incorporated into a body corporate and politic, by the name, style and title of the Philadelphia and Southern Mail Steamship Company, and by the same name, Title.

style and title, the company shall have perpetual succession, and be able and capable, in law, to sue and be sued, plead and be impleaded, to have a common seal, and to receive, possess, Powers and privileges.

charter, employ, and dispose of, ships and vessels, with their appurtenances, and the steam engines, and other machinery, necessary and proper for the propulsion and navigation thereof, by the use of steam, and to hold all the necessary easements, and use them, for loading and unloading, receiving and delivering, merchandize, transported, or to be transported, in said ships, or vessels, so to be customarily navigated by them; and further, to have all such rights and powers as are, or may be, incident to a corporation, having for its object the transportation of goods, wares, merchandize, and the transportation of mails and passengers, by the means of steam navigation, to and from the city of Philadelphia: *Provided*, That nothing herein Prohibition.  
contained shall be construed, to confer on the said corporation any banking, or mining, privileges, or the right to hold real estate, excepting such as may be deemed necessary to accommodate the company's vessels and business, or such as may be conveyed to said corporation, for, or in, the payment of debt.

SECTION 2. That the capital stock of said company shall be divided into shares, of two hundred and fifty dollars each, and shall consist of twenty-four hundred (2400) shares, with the privilege of increasing the same to six thousand (6,000) shares, and the persons holding said stock shall be entitled to one Capital stock.

vote, for each share of stock held by them, and may vote either in person, or by proxy; the shares of the stock aforesaid may be Votes.

transferred by the owner, or owners, thereof, their executors, or administrators, or attorney, duly and lawfully authorized, Transfers, relative to.  
in a book to be provided for that purpose, and in such manner as the directors shall direct.

SECTION 3. The persons named in the first section of this act shall, as soon as practicable after the stock of the said Election of directors.

company shall have been subscribed, as provided in the second section of this act, call a meeting of the stockholders, for the purpose of electing seven directors, who shall choose one of their number for president; of which meeting, at least one week's notice of the time and place shall be given, in three daily papers of the city of Philadelphia; elections for directors shall be held annually, thereafter, on the first Wednesday in May; of which elections similar notice shall be given; but no failure to elect directors, at the time named, shall work as a non-user, but those in office shall continue therein, until others are duly chosen.

Dividends, relative to.

SECTION 4. That dividends of the profits of the said Philadelphia and Southern Mail Steamship Company, as shall appear advisable to the directors, shall be declared and paid to the stockholders, at least once in each year, but they shall, in no case, exceed the amount of the net profits, actually made and acquired, after deducting all losses and expenses; and if the directors shall declare, and pay, any dividends, by which the capital stock of the company shall be impaired, they shall be jointly and severally liable, for so much of the capital stock as may be thus impaired and divided, which shall be recoverable, by any party aggrieved, or injured, in an action recoverable for debt, as in other cases.

Railroad companies may subscribe for stock.

SECTION 5. It shall be lawful for any railroad company to subscribe for, and hold, any number of shares of the capital stock of the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 11.

## A Supplement

To an act, entitled "An Act for the better management of the Allegheny county prison," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That there shall be established a workhouse in the county of Allegheny, under the control of the inspectors of the Allegheny

Workhouse to be established.



county prison, created by the first section of the act to which this is a supplement.

SECTION 2. That said inspectors are hereby authorized to appoint a board of managers, consisting of not less than three, nor more than five, citizens of said county, who shall hold said office for one year, unless sooner removed by said inspectors, who shall fill all vacancies that may occur in said board. The inspectors are hereby empowered to make such by-laws, rules and regulations, not inconsistent with the constitution, or laws, of the United States, or of this commonwealth, as they may deem necessary and proper for the public welfare, and the best interests of the institution and its inmates.

SECTION 3. That the board of managers, provided for in the preceding section, are authorized to purchase, subject to the approval of the inspectors, any quantity of land, within the county of Allegheny, not exceeding fifty acres, either with, or without, buildings thereon erected, and to repair, or erect, such buildings, and make such improvements thereon, as they may deem necessary and convenient for a workhouse; the title for said property shall be made to the county of Allegheny.

SECTION 4. That when the accommodations, necessary for carrying out the intentions of this act, shall have been provided, a superintendent and matron, and such other officers as may be deemed necessary, shall be appointed by the managers, subject to the approval of the inspectors, whose duties shall be prescribed by the regulations of said house, and whose salaries shall be fixed by the managers, subject to the like approval; said persons shall hold their offices, respectively, during the pleasure of the appointing power.

SECTION 5. That when the arrangements are completed for the reception of inmates, it shall be the duty of the inspectors to transfer, from the county prison to the workhouse, all persons having more than ten days to serve, who shall have been committed for vagrancy, drunkenness, or disorderly conduct, and also, such other persons as the court of criminal jurisdiction of Allegheny county may direct to be so transferred; and thereafter, when any person, or persons, shall be convicted, in said court, of any offence, the punishment whereof, by existing laws, is, or may be, imprisonment in the county jail, said court may sentence such person, or persons, to either the said jail, or workhouse, at its discretion; and all committing magistrates, in said county, thereafter, shall sentence, to the workhouse, all persons convicted of vagrancy, drunkenness, or disorderly conduct, or of any other offence, for which they may now be sentenced to imprisonment in the county jail, there to be fed, and clothed and treated, as provided for in this act, and the rules and regulations of said house: *Provided*, That the superintendent may, under the direction of the inspectors, or of the court of quarter sessions, remove any inmate to the county prison, for the unexpired portion of his, or her, term of commitment, or to the poor house of the proper city, or county, or to any hospital, or lunatic asylum, in said county, as circumstances may require.

SECTION 6. That it shall be lawful for any magistrate to commit a vagrant to said house, for a period not less than thirty

Inspectors of  
prison to ap-  
point managers

By-laws, rules,  
&c.

Managers to  
purchase land.

Superinten-  
dent, matron,  
&c., to be ap-  
pointed by  
managers.

Transfer of cer-  
tain prisoners  
to workhouse,  
relative to.

Commitments.

Proviso.

Magistrates may commit vagrants, disorderly persons, &c.

days, nor more than six months; a disorderly person, for not less than thirty days, nor more than three months, and any person convicted of drunkenness, not exceeding thirty days: *Provided*, That if the sentence shall be for a period less than ten days, the party shall be committed to the county prison, instead of the workhouse, and on a second conviction, for any of the foregoing causes, the parties, respectively, may be sentenced for double the time of their former commitment.

Work to be performed by inmates.

SECTION 7. That every person, committed to said house, not disqualified by sickness, or otherwise, shall be kept at some useful employment, such as may be best suited to his, or her, age and capacity, and such as shall be most profitable to the institution, and tend to promote the best interests of the party; and if any person shall refuse to perform the work assigned to him, or her, or be guilty of other acts of insubordination, it shall be the duty of the superintendent to punish such person, by close confinement, on a diet of bread and water only, or in such other manner as the rules and regulations, hereinbefore provided for, may prescribe; of which refusal and punishment, the superintendent shall keep a record, and report to the managers.

Punishment for refusal to work.

Separate apartment to be provided for inebriates.

SECTION 8. That a separate apartment, in said house, shall be appropriated to the class of inebriates, hereinafter described, to be called the Inebriate Asylum, whose inmates shall be subject to such rules and regulations as may be prescribed by the inspectors.

Superintendent may receive intemperate persons.

SECTION 9. That the superintendent may receive, under such regulations as may be prescribed, any person, or persons, of intemperate habits, who may make application for admission: *Provided*, That all expenses shall be paid by the party making such application.

Court may commit habitual drunkards to the Inebriate Asylum.

SECTION 10. That whenever any person shall, hereafter, be found to be a habitual drunkard, by due course of law, it shall be lawful for the court of common pleas, at their discretion, instead of appointing a committee to take charge of this person, to commit him to the Inebriate Asylum, for a period, not less than six months, nor more than two years; but the said court shall have power to modify such sentence, or discharge such person, whenever, in the exercise of a sound discretion, it may be deemed advisable to do so; and if, after the discharge of such person, he, or she, shall relapse into his, or her, former habits of intemperance, satisfactory proof of that fact being produced to the court, the like sentence may be pronounced, as in the first instance, and so on after his, or her, second discharge, as often as the said party shall so relapse.

Upon application of directors of the poor, parents, husbands, wives, &c., persons of intemperate habits may be committed by court.

SECTION 11. That it shall be lawful for the directors, or guardians of the poor, or for any father, or mother, husband, or wife, brother, sister, or child, of any person who is in the habit of becoming intoxicated, to apply, by petition, setting forth that fact, verified by affidavit, to any one of the judges of the court of common pleas, or district court, who is hereby authorized, under such reasonable rules of procedure as he may prescribe, to hear the parties, and determine the question; and if satisfied that such person has been frequently intoxicated, within six months immediately preceding such appli-

cation, such judge may commit such person to the Inebriate Asylum, for a period, not less than three months, nor more than nine months; and the same discretionary powers as are conferred on the court of common pleas, in the tenth section of this act, in relation to the modification, discharge, and recommitment of habitual drunkards, are hereby conferred on each one of the judges of the court of common pleas, or district court, in relation to the persons whose commitment is provided for in this section.

SECTION 12. That if any person, committed under this act, shall be of sufficient ability to pay the expenses of his, or her, keeping, the court of common pleas is hereby authorized to make an order directing the amount to be paid, at such times, and in such manner, as shall be deemed just and equitable, and such order shall be entered of record, in said court, and thenceforth shall have all the force and effect of a judgment, obtained in that court, and its payment may be enforced by execution, as in other cases.

Court may make order for payment of expenses, in certain cases.

SECTION 13. That all the property, real and personal, authorized to be held, by virtue of this act, shall be exempt from taxation, and from levy and sale, by virtue of execution, or any other process.

Property held, under this act, exempt from taxation.

SECTION 14. For the purpose of enabling the board of directors of the Allegheny county prison to purchase land, and erect and complete the necessary buildings, authorized by this act of assembly, the commissioners and controller of Allegheny county are hereby authorized and directed to issue bonds, coupon, or registered, based on the faith and credit of said county, to an amount, not exceeding one hundred and fifty thousand dollars, of the denominations of one thousand, five hundred, and one hundred dollars each, as may be desired, bearing seven per cent. interest, payable semi-annually, and redeemable at the end of ten years from date; said bonds shall be delivered to the board of inspectors of Allegheny county prison, from time to time, in such sums as may be required, and it shall not be lawful for said board of inspectors to sell, or dispose of, these bonds, at less than their par value, as expressed on the face of each and every bond; and the proceeds of these bonds shall be applied, by said board of inspectors, strictly and solely, for the purpose contemplated in this act of assembly.

County commissioners and controller authorized to issue bonds.

SECTION 15. For the payment of interest, and ultimate liquidation of the bonds, so issued, the commissioners and controller of said county are hereby authorized to levy and appropriate, annually, a special tax, of one mill on the assessed valuation of Allegheny county; out of the proceeds of this special tax shall be first paid the interest on the outstanding bonds, issued by virtue of this act; the balance, or residue, of said proceeds, shall then be applied to a sinking fund, for the redemption and cancellation of said bonds.

Special tax to be levied therefor.

How proceeds to be applied.

SECTION 16. The sinking fund, created by this act, shall be, at least once in every year, invested, by the board of inspectors of Allegheny county prison, in the purchase of the bonds, hereby authorized to be issued, at the lowest rate the same can be procured; if none should be offered, nor obtained, at

Sinking fund, how to be invested, &c.



rates below par, then the outstanding bonds shall be paid off, at par, in rotation of numbers, beginning at the lowest number outstanding; and in the event of such bond, or bonds, not being surrendered, after three weeks' advertising of the number to be paid, then the money therefor shall be deposited in a bank, in the county of Allegheny, and the bond, or bonds, so advertised for, shall cease to draw interest thereon, and the holder, or holders, of such bond, or bonds, shall look only to the deposit for payment of his, her, or their, bond, or bonds; said advertising to be made in three newspapers published in city of Pittsburg, or in other localities, if deemed necessary by the board of inspectors.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 12.

## An Act

To authorize the directors of the Union Deposit Iron Company to sell their real estate and close their affairs.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in order to enable the directors of the Union Deposit Iron Company to close their affairs, they are hereby authorized to sell, at private, or public, sale, and make title therefor, the real estate of the company, located at Union Deposit, Dauphin county, Pennsylvania: *Provided,* This act meets the approval of the holders of a majority of the shares of stock of said corporation, at a meeting called for that purpose, of which two weeks' notice shall be given.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 13.

## An Act

To increase the salary of the Assistant State Librarian.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the salary of the assistant state librarian be and is hereby fixed at nine hundred dollars per annum, the same to be computed from the first day of January, one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 14.

## An Act

Repealing the provisions of the act for the protection of sheep and taxing of dogs in the county of Blair, and extended to the county of Monroe, so far as the same relates to the township of Jackson, in the said county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, approved the twentieth day of May, one thousand eight hundred and fifty-seven, entitled "An Act for the protection of sheep and taxing of dogs, in the county of Blair," and extended to the county of Monroe, by an act approved the fourteenth day of April, one thousand

## LAWS OF PENNSYLVANIA,

eight hundred and sixty-three, be repealed, so far as the same relates to the township of Jackson, in said county of Monroe.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 15.

## An Act

Relative to elections in the York Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, at all elections of the York Water Company, each and every stockholder of said company shall be entitled to one vote, for each and every share of stock held by said stockholder: *Provided*, Said stock has been held, by said stockholder, at least three calendar months previous to said election: *And provided moreover*, That any stockholder may vote by proxy; and all acts, or parts of acts, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 16.

**An Act**

Authorizing the Allegheny Valley Railroad Company to borrow money, and fixing the number of directors at seven, in said company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the managers of the Allegheny Valley Railroad Company are authorized and empowered to create, by resolution of the board, a preferred stock, to an amount, not exceeding one million dollars; said stock to bear such interest as the board may determine, not exceeding ten per centum per annum; and to issue certificates of said stock, to parties entitled thereto, obligating said company to the regular semi-annual payment of said interest, in preference to, and before payment shall be made to, other stockholders: *Provided*, That the proceeds of said stock shall be specifically applied toward the building and equipping of said railroad, from its present terminus, in the city of Pittsburg, to Oil City, in Venango county: *And provided*, That by public notice, in at least two newspapers published in the city of Pittsburg, the said preferred stock shall be first offered to the present stockholders, and be at their refusal, for such period as may be designated in said notice; and for the purpose of extending and equipping their road, from the city of Pittsburg, to Oil City, in Venango county, the board of managers of the Allegheny Valley Railroad Company are hereby further authorized to issue, and dispose of, the bonds of said company, in sums not less than one hundred dollars each, payable in not less than thirty years, to an amount not exceeding four millions dollars, bearing interest, at the rate of seven and three-tenths per centum, and to secure the same, by a mortgage, to trustees, of their railroad, corporate franchises, and property of every description, acquired and to be acquired, the rents, issues, and profits thereof; and which mortgage shall be recorded, in the office for recording deeds, et cetera, in and for the county of Allegheny, and shall, without further record, be a lien on the property mortgaged, as fully and effectually, as if recorded in the several counties in which the mortgaged premises, or any part thereof, are, or may, be situated.

Managers authorized to create preferred stock.

How proceeds to be applied.

Notice to be given.

Bonds, secured by mortgage, may be issued.

**SECTION 2.** That hereafter seven managers shall be elected, by the stockholders of the Allegheny Valley Railroad Company, at the time and in the manner prescribed by the act of assembly, entitled "An Act relating to the Allegheny Valley Railroad Company," approved January twenty-second, one thousand eight hundred and sixty-three; and the mode of

Seven managers to be hereafter elected.

voting, authorized by said act, shall be lawful, at all meetings of the stockholders of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 17.

## An Act

To incorporate the National Insurance Company of the City of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That William Semple, George Gerst, O. H. P. Williams, John Brown, Jr., A. H. English, John Voegtly, Sen., William Hamilton, John Burgess and C. C. Boyle, of Allegheny county, are hereby appointed commissioners, who, or any five of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be located in the city of Allegheny, Allegheny county, by the name and title of the National Insurance Company, with a capital of one hundred thousand dollars, with the privilege of increasing to two hundred thousand dollars; and said company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, excepting section eight, and be limited to the risk designated in the first class, in the seventh section of said act: and that section third be amended, allowing the payment of stock to be made in lawful money of the United States, instead of gold and silver.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 18.

## Supplement

To an act, entitled "An Act to incorporate the Philadelphia and Southern Mail Steamship Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any corporation to subscribe for, and hold, any number of shares of the capital stock of said company: *Provided,* That no municipal corporation shall have any right to subscribe for, or hold, the stock of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 19.

## A Supplement

To an act approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to authorize the commissioners of Lawrence county to borrow money, &c."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the rate of interest, authorized by said act, be hereby increased so as not to exceed seven and three-cents per centum per annum, to date from the twentieth day of October, Anno Domini one thousand eight hundred and sixty-five.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventh day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 20.

*An Act*

To change the name of the El Dorado Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the name of the El Dorado Mining Company, incorporated by act of assembly, approved the twenty-first day of May, one thousand eight hundred and sixty-four, be and the same is hereby changed to the Philadelphia Silver Mining Company of Nevada.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 21.

*A Further Supplement*

To an act incorporating the Equitable Insurance Company, approved the eighth day of March, Anno Domini one thousand eight hundred and forty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the number of the members of the board of directors of the Equitable Insurance Company, from and after the passage of this act, may be reduced to nine; and at the next election, and annually, thereafter, the stockholders shall elect but nine persons, to serve as directors for said company, a majority of whom, together with the president, shall constitute a quorum.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 22.

**A Supplement**

To an act approved the twenty-ninth day of March, Anno Domini one thousand eight hundred and fifty-one, entitled "An Act to regulate certain election districts; defining the duties of the street commissioners of New Brighton, Beaver county; providing for the widening of Broad street; relative to the election of cashiers and solicitors of banks, in Philadelphia county; authorizing the corporation of the city of Philadelphia to lay gas pipes through public highways; changing the name of Charles Orriek Barton Campbell, to that of Charles Barton Campbell, and incorporating the Germantown Water Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Germantown Water Company is hereby authorized and empowered to sell and convey, to the city of Philadelphia, their successors and assigns, for such price as has been, or may be, agreed on, all the rights and franchises, and all, or any part of, the property of said company, excepting and reserving only, to the said Germantown Water Company, such rights and powers as may be necessary and proper for selling and disposing of the remaining property of said Germantown Water Company, and winding up its affairs, within a space of time not exceeding five years from the date of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 23.

**A Supplement**

To an act relating to the payment of bounties, in the county of Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Payment of  
bounties legal-  
ized.

That all moneys paid, and taxes levied, notes, bonds, or other evidences of indebtedness, issued, or given, and taxes levied, by the legally constituted authorities of any township, election district, ward, or borough, in the county of Lehigh, for the purpose of paying the indebtedness of said townships, election districts, wards, or boroughs, for paying bounties to volunteers, be and the same are hereby legalized and made valid; and they are hereby authorized to levy and collect tax, or taxes, for the payment of said indebtedness.

Taxes levied by  
school direc-  
tors legalized.

SECTION 2. That the taxes, levied by the school directors of any township, to fill the quotas of any independent school district, composed, in part, of a township, be and the same are hereby legalized and made valid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 24.

## An Act

To extend the provisions of an act, entitled "An Act to authorize and establish a Teachers' Institute, in the county of Chester," approved April twenty-seventh, Anno Domini one thousand eight hundred and fifty-five, to the counties of Montgomery and Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act of assembly, approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and fifty-five, entitled "An Act to authorize and establish a teachers' institute, in the county of Chester," be and the same are hereby extended to the counties of Montgomery and Westmoreland.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 25.

## A Supplement

To an act incorporating the Salina and Laytonia Turnpike Company, approved March the twenty-fifth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Salina and Laytonia Turnpike Company shall have power to extend their road, from Salina to Emlenton, making Gates's corners and Freedom, points on said road, and to build branches, in the township of Cranberry, to any coal banks, not exceeding five miles in length, and to borrow money, and issue bonds, not exceeding fifty thousand dollars, in addition to what already has been issued.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 26.

## An Act

To enable the Petroleum Storage Company of Philadelphia to issue bonds, and to secure the payment of the same by mortgage, and to insure and re-insure merchandize.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of raising money, to carry out the object for which the Petroleum Storage Company of Philadelphia was incorporated, the directors of the said company are hereby authorized to issue the bonds of the said company, to an amount not exceeding one hundred thousand dollars, bearing interest, at the rate of seven and three-tenths per cent. per annum, and convertible, before maturity, at the option of the Directors authorized to issue bonds, secured by mortgage.

holder, into the stock of the company, at par, in such sums, and payable at such times, as the said board may determine, and to dispose of the same, at such rates as may be obtained therefor, and to secure the same, by a mortgage to trustee, or trustees, of all the corporate rights, franchises, and property of the said company, acquired, or to be acquired.

May insure  
merchandize,  
while in their  
charge.

SECTION 2. That it shall be lawful for the said company to insure and re-insure, at such rates as may be agreed upon, merchandize of every description, while on their grounds, or in their warehouses, or in vessels at their wharves, or in transit, by land, or water, to, or from, the same.

When act to  
take effect.

SECTION 3. That this act shall take effect, upon the acceptance of the same, by the holders of a majority of the shares of the stock of the company, at a meeting called for that purpose, of which ten days' notice shall be given, in two daily newspapers of the city of Philadelphia.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 27.

## An Act

Relative to roads in East Brandywine township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to repairing the public roads, in the township of New Garden and Pennsbury, in said county," approved the eleventh day of March, Anno Domini one thousand eight hundred and forty-five, be and the same is hereby extended to the township of East Brandywine, in the said county; and the existing road laws, so far as they are supplied by this act, are hereby repealed, in said township.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 28.

**An Act**

To repeal a supplement to an act to prevent cattle, horses, sheep and hogs from running at large, in the county of Delaware, so far as relates to the county of Bucks.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A supplement to an act to prevent cattle, horses, sheep and hogs from running at large, in the county of Delaware," approved the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed, so far as it relates to the county of Bucks.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 29.

**An Act**

To erect and establish at, or near, the borough of South Bethlehem, in Northampton county, a polytechnic college, for the education of youth, of the name, style and title of the Lehigh University.

WHEREAS, Asa Packer, of Mauch Chunk, Carbon county, Pennsylvania, has donated the sum of five hundred thousand dollars, for the purpose of founding and endowing a polytechnic college, to be located at South Bethlehem, in the county of Northampton, and has also given fifty acres of land, as a site for the college buildings and park grounds, and is desirous of having the institution incorporated, by legislative enactment, under the name of the Lehigh University: Preamble.

*And whereas,* The said donor has appointed William Bacon Stevens, of Philadelphia; Asa Packer, of Carbon county; John W. Maynard, Robert H. Sayre, John Fritz and William H. Sayre, Junior, of Northampton county; Joseph Harrison,

Junior, of Philadelphia, and G. B. Linderman, Robert A. Packer and Harry E. Packer, of Carbon county, trustees of and for said institution; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

College established.

That there be and hereby is erected and established, at, or near, the borough of South Bethlehem, in Northampton county, in this commonwealth, a polytechnic college, for the education of youth, the name, style and title of which college, and the constitution thereof, shall be, and are, as follows:

Title.

**ARTICLE 1.** The said college shall be, hereafter and forever, known and called by the name and style of the Lehigh University.

Management.

**ARTICLE 2.** The said university shall be under the management, direction and government of a board of trustees, consisting of ten persons, as hereinafter mentioned, one of whom shall be, by them, elected president of the board.

First trustees.

**ARTICLE 3.** That the first trustees of said university shall consist of the following persons: William B. Stevens; Asa Packer, of Carbon county; John W. Maynard, Robert H. Sayre, John Fritz and William H. Sayre, Junior, of Northampton county; Joseph Harrison, Junior, of Philadelphia; G. B. Linderman, Robert A. Packer and Harry E. Packer, of Carbon county; which said trustees, and their successors, to be elected, in the manner hereinafter mentioned, shall,

Incorporation.

forever hereinafter, be one body politic and corporate, in deed and in law, to all intents and purposes whatsoever, by the name, style and title of the Lehigh University, at South Bethlehem, in the county of Northampton, Pennsylvania; by which name and title, the said trustees, and their successors, shall be competent and capable, in law and in equity, to take to themselves, and their successors, for the use and benefit of said university, any estate, in any messuages, lands, tenements, hereditaments, goods, chattels, moneys, or effects, by the gift, grant, bargain, sale, conveyance, assurance, will, devise, or bequest, of any person, or persons, whatsoever, and the same property and effects to sell, rent, and dispose of, as occasion may require, for the use of said university, in such manner as to the said trustees, or a majority of them, at a legal meeting of the board, shall seem most beneficial to the institution, and to receive the income, rent, issues and proceeds, to the use and support of said university; and by the same name, to sue and be sued, plead and be impleaded, in any courts of law, or equity, and in all manner of suits, or actions, whatsoever, and generally, by and in the same, to do and contract, all and every, the business touching, or concerning, the business interests of the institution, as fully and effectually as any natural person, or body politic, or corporate, within the commonwealth, have power to manage their own concerns, and to hold, enjoy and exercise all such power, authorities and jurisdictions, as are customary in other colleges in these United States.

Powers and privileges.

Seal.

**ARTICLE 4.** And that the said trustees shall cause to be made, for their use, one common seal, with such devices and



inscriptions thereon, as they shall think proper, under and by which, deeds, diplomas, certificates, and acts of the said corporation, shall pass and be authenticated; and the same seal, at their pleasure, from time to time, to change and alter.

ARTICLE 5. And there shall be a meeting of said trustees, at least once in every year, in the borough of South Bethlehem, at such time and place as the said trustees, or a quorum of them, shall appoint, of which notice, in writing, shall be given by the secretary, at least twenty days before the time of such intended meeting; a majority of the board of trustees, when so convened, shall constitute a quorum, for the transaction of business, and a less number shall have power to adjourn, from time to time, when a like notice shall be given to absent members, at least ten days before the adjourned meeting, signed by the secretary, president, or two members of the board; and the board of trustees, at their annual meeting, and at adjourned meetings, as occasion may require, or a quorum, so convened, shall be capable of doing all the business and concerns of said university, not otherwise provided for in this act, and particularly of making ordinances, for the government of said institution; of filling vacancies in the board of trustees, occasioned by death, resignation, or otherwise; of electing, or appointing, the principals and professors of said university; of fixing the amount of their salaries and stipends, and removing them for misconduct, neglect of duty, or breach of the laws of the institution, or for any reason they, the majority, may deem sufficient; of appointing committees of their own body, to carry into execution all, and every, the resolutions of the board; of appointing a treasurer, secretary, steward, managers, and other necessary and customary officers, for taking care of the establishment, and managing the concerns of the corporation.

Meeting of trustees.

Quorum.

Powers of trustees.

ARTICLE 6. That the head, or chief master, of the institution, shall be called and styled the president of the university, and the masters thereof shall be called and styled professors; but neither principal, nor professor, while they remain such, shall be capable of holding the office of trustee; the president and professors, or a majority of them, shall be called and styled the faculty of the university; which faculty shall have the power of enforcing the rules and regulations, adopted by the trustees, for the government of the pupils, by rewarding, or censuring them, and finally, by suspending such of them as, after repeated admonitions, shall continue disobedient and refractory, until a determination of a quorum of the trustees can be had; and of granting and confirming, by and with the approbation and consent of a board of the trustees, signified by their *mandamus*, such degrees in the liberal arts and science, to such pupils of the university, or others, who, by their proficiency in learning, or other meritorious distinctions, they shall think entitled to them, as are usually conferred and granted in other colleges of the United States, and to grant to such graduates diplomas, or certificates, under their common seal, and signed by the faculty, to authenticate and perpetuate the memory of such graduation.

President and professors, relative to.

Degrees, diplomas, &c.

ARTICLE 7. No misnomer of the said corporation shall de-

Misnomer not  
to defeat any  
gift, devise, &c.

feat, or annul, any gift, grant, devise, or bequest, to, or from, the said corporation: *Provided*, The intent of the parties shall sufficiently appear, of the gift, grant, will, or other writing, whereby any estate, or interest, was intended to pass to, or from, the said corporation; nor shall any dis-user, or user, of the rights, liberties, privileges, jurisdictions, or authorities, hereby granted to the said corporation, or any of them, create, or cause, a forfeiture thereof; and the donations of the founder of the Lehigh University, including the plots of ground mentioned, so long as the same are held, or used, for the purpose of the institution, shall be free and exempt from taxation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 30.

## A Supplement

To an act authorizing courts of common pleas to incorporate scientific, agricultural and other associations, approved the twentieth day of February, Anno Domini one thousand eight hundred and fifty-four, and the supplement thereto, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-eight, extending the same to the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A supplement to an act authorizing courts of common pleas to incorporate scientific, agricultural and other associations, approved the twentieth day of February, Anno Domini one thousand eight hundred and fifty-four," which was approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-eight, be and the same is hereby extended to the county of Chester.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 31.

*An Act*

To authorize the election of an additional justice of the peace, in the borough of Carrolltown, in the county of Cambria.

WHEREAS, By the provisions of the charter of the borough of Carrolltown, in the county of Cambria, said borough is authorized to elect but one justice of the peace; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the qualified electors of the borough of Carrolltown, in the county of Cambria, at their next borough election, to elect an additional justice of the peace for said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 32.

*An Act*

Conferring on the orphans' court of Washington county, jurisdiction in regard to an unrecorded conveyance from Peter Deems to Eliza J. Griffith.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the orphans' court, for the county of Washington, shall have jurisdiction to inquire, by bill, answer, and testimony, as to the loss of an unrecorded conveyance from Peter Deems to Eliza J. Griffith, of a lot of ground in Centreville, in the said county, and to adjudge and decree, in the said premises, if justice and equity so require, that A. D. Scott, Esq., guardian

of the minor children, and heirs-at-law, of the said Peter Deems, who died intestate, shall release to the said E. J. Griffith all the interest of his wards, in the premises aforesaid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 33.

## An Act

Authorizing appeals from interlocutory orders, or decrees, granting special injunctions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in all cases, in equity, in which a special injunction has been, or shall be, granted by any court of common pleas, or district court, an appeal to the supreme court, for the proper district, shall be allowed, without affidavit, or security, but the pendency of such appeal shall not suspend the operation of such special injunction, or the proceedings in the original suit, and all such appeals shall be heard by the supreme court, in any district, in which it may be in session, as is provided in cases, in equity, originating in the supreme court.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 34.

**An Act**

To change the name of the Union Land and Mineral Company, to the Erie and Allegheny Railroad Company, and authorize said company to mortgage their road and franchises.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the Union Land and Mineral Company be and it is hereby changed to the Erie and Allegheny Railroad Company, and for all legitimate and practical purposes, shall be taken and so considered, the same as if it had been originally designated and known by that name. Name changed.

SECTION 2. That it shall be lawful for the directors of said corporation to mortgage said road, locomotives, cars, equipage, franchises and property, and to issue bonds thereon, at a rate of interest not exceeding eight per centum per annum, and in sums not exceeding twenty-five thousand dollars per mile; and it shall be lawful for any corporation, or individual, to purchase, or guarantee, the bonds and stock of said railroad: *Provided,* That no bond shall be issued for a sum less than one hundred dollars. Directors authorized to mortgage road, franchises, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 35.

**Supplement**

To an act to incorporate the Sullivan Land Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Sullivan Land Company may borrow money, to an amount not exceeding one hundred and fifty thousand dollars, and issue therefor, from time to time, bonds of the company, in sums not less than five hundred dollars each, with interest, not exceeding seven per cent. per annum; and for the purpose of securing the same, with interest thereon, may execute a mortgage, or mortgages, upon their property, or such part thereof as the directors may deem best.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 36.

## An Act

To incorporate the city of Chester, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.

Name.

Powers and  
privileges.

Divided into  
three wards.

That the present and future inhabitants of the borough of Chester, in the county of Delaware, within the present boundaries of the said borough, are hereby constituted a corporation and body politic, by the name and style of the city of Chester, and by the same name, to have perpetual succession, and they and their successors, by such name, to have the same officers, the same powers, privileges, rights and immunities, as those granted to the inhabitants of the city of Harrisburg, by the act of assembly incorporating the same, approved the nineteenth day of March, Anno Domini one thousand eight hundred and sixty, except as hereinafter provided, and set forth to the contrary, and except wherein the same is incompatible with the provisions hereinafter enacted.

SECTION 2. That the territory included within the boundaries of the city of Chester, as mentioned in the preceding section, shall be divided into three wards, to be bounded and limited as the three wards of the said borough of Chester are now bounded and limited, and shall be known by the same names as they are now known.

SECTION 3. That the said city, hereby incorporated, shall have a common council, to consist of fifteen members, five of

whom shall be elected from each of the said wards, at the first Election and election for members of the said council, to be held on the first classification of Monday in April, Anno Domini one thousand eight hundred members of and sixty-six. There shall be elected from the North ward of council. the said city, two members of the said council, to serve for three years, two to serve for two years, and one to serve for one year; there shall be elected from the Middle ward, two members of the said council, to serve for three years, one to serve for two years, and two to serve for one year; there shall be elected from the South ward, one member of the said council, to serve for three years, two to serve for two years, and two to serve for one year. At all subsequent elections, the members of the said council shall be elected to serve for three years, the elections therefor to be held on the first Monday of Time and places April, in each year; the place of holding said elections to be of holding elections. the same as those now used for holding borough elections, in the said borough; and that all elections, in the said city, for ward, or city, officers, except special elections, shall be held on the same day; and all elections, general, special and municipal, shall be held at the places aforesaid, and that there shall be elected, in each of the said wards, one person for Assessors. assessor.

SECTION 4. That the said councilmen elect shall meet at the Meeting of council town hall, in the said city, until otherwise provided for: *Provided*, That the present members of the town council, of the Present council borough of Chester, shall hold their offices, and perform all the duties of councilmen, of the city hereby incorporated, until the city councilmen, herein provided for, are elected and qualified. to continue until election.

SECTION 5. That whenever the word "Harrisburg" occurs, Provisions of in the parts of the act referred to, and extended to the city of certain act extended to. Chester, the same shall be taken to mean Chester; and whenever the word "Dauphin" occurs therein, the same shall be taken to mean Delaware.

SECTION 6. That ten members of the said council, upon Ten councilmen agreement, shall have power, upon the re-consideration of any may pass bills bill presented to the mayor of the said city, and by him disapproved, to pass such bill, and it shall become a binding by-law, and valid to all intents and purposes. over mayor's veto.

SECTION 7. That Abraham Blakely, William Hinkson, John Commissioners O. Deshong, Jr., George Baker, William Frick, C. P. Morton, appointed. Joshua P. Eyre, John H. Barton, Abraham R. Perkins, Frederick Fairlamb, Samuel Ulrich, and William B. Reaney, are hereby appointed commissioners, to perform all such duties and acts, and exercise all such powers, with respect to the city, Their duties hereby incorporated, as are set out and granted in sections and powers. thirty-three and thirty-four of the act incorporating the said city of Harrisburg, to those persons appointed commissioners by said act: *Provided*, That said commissioners shall not *Provided*. have the authority to lay out any street north of Lamokin run, between Front street and the river Delaware, parallel with Front street: *Provided*, That no portions of the said sections, *Provided*. or of the said act, relating to the purchase of ground for a reservoir, or basin, shall be held to apply to the city, hereby incorporated: *And provided further*, That the council of the

Vacancies, how  
to be filled.

city of Chester shall have the same powers, as to filling vacancies in the said commission, as are given by said act to the council of Harrisburg.

Provisions of  
act relating to  
streets extended to.

SECTION 8. That all the provisions of an act of the general assembly of this commonwealth, entitled "An Act relating to streets in the borough of Chester, in the county of Delaware," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, are hereby extended to the said city, and every part thereof, as fully and effectually as if the said city, and every part thereof, had been named in the said act, at the time of its passage: *Provided*, That the petition of a majority, in numbers and in value, of the owners of lands on any of the said streets, shall be sufficient, instead of three-fourths, as required by said act.

Proviso.

Limitation as  
to amount of  
money to be  
borrowed.

SECTION 9. The powers to borrow money, given to the said city, or to the council and mayor thereof, by this act, or the act hereinbefore referred to, shall not authorize the borrowing of a larger sum than seventy-five thousand dollars, inclusive of the present indebtedness of the borough of Chester: *Provided*, That no parts of sections thirty-one, thirty-nine, forty, forty-two and forty-three, of the act referred to, shall be taken to apply, or be extended, to the city of Chester: *And provided further*, That all parts of the said act, incorporating the said city of Harrisburg, inconsistent herewith, and not especially herein mentioned, and excepted, shall not be held to apply to the city of Chester.

Proviso.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 37.

## An Act

To incorporate the American Anti-Incrustation company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Daniel H. Rockhill, Robert B. Baker, John Edgar Thomson, David Gilbert, Henry G. Leisenring, James Harper, and their associates, or any three of them, be and they are hereby



created a body politic, by the name, style and title of the American Anti-Incrustation company, and by such name Title. and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, Privileges. and of granting and receiving, in its corporate name, property, real, and personal, and mixed, and of using and applying such property for the purpose of making, buying, using and selling machinery and apparatus, designed to remove and prevent the deposit of scale, and other injurious matters, in steam boilers, and to prevent explosions; and for this purpose, may erect houses, and such other buildings and works, as may properly appertain to such business.

SECTION 2. That the said company shall have power to make By-laws. such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure : *Provided*, That Proviso. such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue Seal. certificates of stock, and bonds, representing the value of their Certificates of stock. property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the incorporators, named in this act, shall Directors. elect persons to serve as directors, and a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to estab- Offices. lish the necessary offices for the business of the company, wherever their business is located, and to have their principal office, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings for the transaction of the business of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 38.

## Supplement

To an act passed February, one thousand eight hundred and sixty-six, entitled "An Act to incorporate the American Anti-Incrustation Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital of said company be fixed at five hundred thousand dollars, and shall pay into the treasury of the commonwealth a bonus of one half per cent. upon their capital stock, in like manner as required by other corporations, and upon all increase of capital, whenever any increase may be required for the purposes of the corporation, and so declared; that the principal office of said company shall be in the city of Philadelphia; that said company shall not, at any time, own lands exceeding one hundred acres, within this commonwealth, and shall, at all times, be liable to taxation, in the same manner, and to the same extent as may be, from time to time, imposed upon like corporations.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 39.

## An Act

Increasing the fees of jurors and witnesses, in the counties of Bradford, Sullivan, Somerset and Montour.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation for jurors, in and for the counties of Bradford, Sullivan, Som-

erset and Montour, shall be one dollar and fifty cents per day, and the fees of witnesses, one dollar per day; and all laws not in conformity with this act are hereby repealed, so far as relates to said counties: *Provided*, That this law shall apply, in Montour county, only to those jurors and witnesses who reside more than one mile from Danville, the county seat.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 40.

## An Act

Relative to the purchase of a law library, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all fines imposed by the courts of the county of Centre, and all forfeited recognizances, which, under existing laws, are not payable to the commonwealth of Pennsylvania, for its own use, are hereby directed to be paid to the committee hereinafter named, for the purchase of a law library, to be kept in the court house of said county, for the use of the court, bar and citizens of said county. Appropriation of fines and forfeited recognizances for purchase of library.

SECTION 2. The money thus arising shall be expended for said use, from time to time, under the direction of a committee composed of three members of the bar of said county, to be appointed by the court of said county, at the next term immediately after the passage of this act; said committee to continue during the present year; after which, said court shall appoint said committee annually, at the first term of the several courts, for each year, who shall account annually to the county auditors: *Provided*, That the said court shall have power to fill any vacancy, which may occur in said committee, by reason of death, or otherwise. Money to be expended by a committee.

SECTION 3. The president judge, and bar of said court, shall have power, from time to time, to adopt such rules, regulations and by-laws, for the use and government of said library, as may be expedient, and consistent with the proper care and preservation of the same. Regulations.

Repeal.

SECTION 4. All laws inconsistent herewith be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 41.

## An Act

Authorizing the Governor to appoint four additional notaries public for the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That in addition to those now provided for by law, the governor be authorized to appoint four additional notaries public for the city of Philadelphia, one of whom shall reside in the Twenty-fourth ward of said city.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 42.

## An Act

Authorizing the board of school directors of Haines township, Centre county, to levy additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in addition to the bounty taxes, now authorized to be levied, and collected, under and by virtue of an act relating to the payment of bounties to volunteers, approved March twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, and the several supplements thereto, the board of school directors of the township of Haines, in the county of Centre, are hereby authorized and empowered to levy and collect an additional tax, sufficient to make up the deficit in the amount, which was necessary to be raised, for the payment of those volunteers, who have been credited to said township, in filling its quota, under the calls of the President, for which certain individuals rendered themselves personally responsible.

SECTION 2. The said board of directors are hereby authorized to levy and collect a *per capita* tax, not exceeding fifteen dollars, upon every male inhabitant, between the ages of twenty-one and forty-five years, liable to military duty, during the year one thousand eight hundred and sixty-four: *Provided*, Those persons who have, at any time, paid the commutation, under the United States conscription law, shall not be liable to pay such tax.

SECTION 3. That such persons as have paid their subscriptions, for the purpose of re-imbursing those who made advancements, to procure volunteers, are hereby exonerated, to such amounts paid by them, respectively: *Provided*, That the said bounty and *per capita* tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

SECTION 4. That the bounties offered, by said board of school directors, to persons furnishing substitutes, are hereby legalized and made valid; and that no person, or persons, whose commutation money was paid by so called clubs, shall be exempt from any of the provisions of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 43.

## An Act

To extend the provisions of an act, entitled "An Act increasing the fees of justices of the peace, and aldermen and constables, in certain counties in this commonwealth," approved March thirty-first, one thousand eight hundred and sixty-five, to the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Provisions of  
certain act ex-  
tended to Craw-  
ford county.

That the provisions of an act, entitled "An Act increasing the fees of justices of the peace, and aldermen and constables, in certain counties in this commonwealth," be and the same are hereby extended to the county of Crawford.

Limitation.

SECTION 2. That the fourth section of the act be amended in the last provision, so as to read, "that this act shall remain and be in force, until the first day of June, Anno Domini one thousand eight hundred and sixty-seven."

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 44.

## An Act

Relating to the borough of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Burgess and  
council to de-  
termine limits,  
within which,  
wooden build-  
ings shall be  
erected.

That the burgess and town council of the borough of Franklin, Venango county, shall have the power and authority to determine, by ordinances, from time to time, within what limits, in said borough, no wooden buildings, nor buildings with wooden roofs, shall thereafter be erected.

SECTION 2. That upon the passage of any such ordinance, by the burgess and town council of said borough of Franklin, the same shall be published in two weekly newspapers, in said borough, if there be so many newspapers printed therein; if not, then in one newspaper printed therein, and by at least ten handbills, posted in conspicuous places, in said borough, for three weeks; and after such notice, the said ordinance shall be strictly enforced, until repealed; and while said ordinance remains in force, it shall be unlawful for any person to build, or commence a building, in violation thereof; and any person offending against the provisions of this act, upon conviction thereof, shall be punished by the court of quarter sessions of said county of Venango, by fine, or imprisonment in the county jail, or both, or either, in the discretion of the court; and said court shall also enter judgment against said person, on said indictment, that the building shall be abated, and enforce the execution thereof, by the proper writ, or writs, to the sheriff of said county: *Provided*, That nothing, herein contained, shall prevent the said burgess and council from abating said building, after the notices, as aforesaid: *And provided further*, That said burgess and council, notwithstanding such ordinances, may give permits to erect small wooden buildings, not exceeding one story in height, within the limits fixed by said ordinance, or ordinances; but such permit shall not be granted for a longer period than two years after the passage of this act, and the continuance of such wooden building, after the expiration of the time limited in the permit, or at the expiration of two years from the passage of this act, shall be deemed a violation of the ordinance, and shall be punished as heretofore provided in this section.

Ordinance relating thereto to be published.

Penalty for violation of same.

Proviso.

Proviso.

SECTION 3. That the burgess and town council of said borough of Franklin be and are hereby authorized, for the purpose of purchasing a steam fire engine, hose, and necessary apparatus, for a fire company, to borrow, upon the credit of said borough of Franklin, a sum, or sums, not exceeding ten thousand dollars, at a rate of interest, not exceeding eight per centum per annum, and to issue bonds therefor, payable at such future times as may be deemed best for raising said loan: *Provided*, That no bond shall be of a less amount than one hundred dollars.

Authorized to borrow money for purchase of steam fire engine, &c.

SECTION 4. That no person shall be eligible to the offices and positions of burgess, member of council, member of police, street commissioner, or member of any fire, or hose, company, now or hereafter to be organized, in said borough, or shall have, or exercise, any control over the engine hereby authorized to be purchased, who is not a citizen and owner of real estate in said borough: *Provided*, That the provisions of this section shall not apply to the sons of citizens owning real estate in said borough.

Eligibility of burgess, councilmen, police, &c.

Proviso.

SECTION 5. That it shall be the duty of the burgess, as soon as convenient, after the passage of this act, to notify any person, or persons, building, or attempting to build, any wooden buildings, within the limits of that portion of said borough where an ordinance is intended to be passed, to prevent the erection of such buildings, and such notice shall be considered

Burgess to give certain notice.

as good and valid, as if such ordinance had been passed, and in full force.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 45.

## An Act

To legalize the election of borough officers, in the borough of Pit-Hole City, and for other purposes.

Preamble.

WHEREAS, An election, for the purpose of electing borough officers, in and for the borough of Pit-Hole City, in the county of Venango, was held at the National hotel, in said borough, on the eleventh day of December, Anno Domini one thousand eight hundred and sixty-five, in accordance with an order or desire of the court of quarter sessions, of said county, incorporating said borough, at which election, Alexander J. Keenan was declared duly elected burgess of said borough, and Leonard H. Church, James T. Chalfant, David Gardner, Frank P. Confer and Lee M. Morton, were declared duly elected town councilmen; and the said persons, within ten days after said election, took and subscribed the usual oath of office, and entered upon the duties of their respective offices; now therefore,

Certain election  
legalized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said election be and the same is hereby legalized and made valid.

Taxation, rela-  
tive to.

SECTION 2. That the burgess and town council of said borough be and they are hereby authorized, annually, to assess, levy and collect, and expend any amount of taxes they may deem necessary, for the benefit and improvement of said borough, not exceeding five cents on the dollar on the valuation



of the taxable property of said borough, as adjusted by the assessors thereof.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 46.

## A Supplement

To an act to incorporate the Kensington and New Jersey Ferry Company, approved May fourth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the third section of the said act be amended, so as to read as follows: That the capital stock of the said company shall consist of two thousand shares, of fifty dollars each: *Provided*, That the said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock, if it should be deemed necessary, to an amount not exceeding four thousand shares; and that all corporations, who desire to subscribe to the said stock, are hereby granted full power and authority to do so.

Increase of capital stock authorized.

Proviso.

Other corporations may subscribe to stock.

SECTION 2. That the number of directors, of said corporation, shall be increased, by the addition of two new members, so that the board shall, hereafter, consist of seven members, who shall be duly elected, in accordance with the provisions of the sixth section of the act, to which this is a supplement: *Provided however*, That the two additional members, to be elected for the current year, to serve until the next annual election, shall be elected by the present board of directors.

Number of directors to be increased.

Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 47.

## An Act

To refund to Ann Munshower certain moneys erroneously paid, by her, for collateral inheritance tax, on the estate of Henry S. Munshower, late of the borough of Norristown, deceased.

WHEREAS, Henry S. Munshower, late of the borough of Norristown, in the county of Montgomery, deceased, died, having first made his last will and testament, which, after his death, was duly proven, in the register's office, at Norristown, in and for said county, wherein and whereby said will, it is directed, that Ann Munshower shall be executrix, and Isaiah Knauer, executor of said will :

*And whereas*, Afterwards, said Isaiah Knauer, upon his own petition, was, upon hearing, discharged from the said executorship, of said Henry S. Munshower's will, and the said Ann Munshower is now the sole executrix thereof :

*And whereas*, On the seventeenth of May, one thousand eight hundred and sixty-four, said executrix paid to Isaiah B. Hout, the register of wills, at Norristown, the sum of one hundred and forty-two dollars and ninety-eight cents, collateral inheritance tax, on the estate of said Henry S. Munshower, which sum, said Isaiah B. Hout has already paid over to the state treasurer, of the state of Pennsylvania :

*And whereas*, Upon exceptions being filed, to the final account of said executors, an auditor was appointed, to pass upon an exception, *inter alia*, to the said credit of one hundred and forty-two dollars and ninety-eight cents, so as aforesaid paid, for collateral inheritance tax, by said executors, and said auditor decided, in his report, filed in the orphans' court of Montgomery county, September eighth, one thousand eight hundred and sixty-five, which report is now absolutely confirmed, by said court, that the real estate of said Henry S. Munshower, deceased, was not liable to be charged with the collateral inheritance tax, and that the credit of one hundred and forty-two dollars and ninety-eight cents, was not a proper credit, in said account, whereby the loss of said one hundred and forty-two dollars and ninety-eight cents, falls upon said Ann Munshower, who is the widow and executrix of the decedent ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer is hereby authorized, and required, to refund and re-pay unto Ann Munshower, of the borough of Norristown, widow of Henry S. Munshower, deceased, the sum of one hundred and forty-two dollars and ninety-eight cents, that being the amount erroneously paid, by said Ann Munshower, for collateral inheritance tax, upon real estate,

situated in the borough of Norristown, in the county of Montgomery, Pennsylvania, late the real estate of Henry S. Munshower, deceased.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 48.

## An Act

For the relief of certain citizens of Chambersburg and vicinity, whose property was destroyed by fire, by the rebels, on the thirtieth of July, Anno Domini one thousand eight hundred and sixty-four.

WHEREAS, The rebels, under the command of General M'Causland, entered Chambersburg, on the thirtieth of July, Anno Domini one thousand eight hundred and sixty-four, and sacked and burned the most valuable portion of the town, inflicting a loss of over two millions of dollars, upon but a few hundred heads of families, consigning many to hopeless bankruptcy, and seriously crippling the whole business energies of the people:

*And whereas,* Such desolation, by a barbarous foe, in but one locality of a great commonwealth, with millions of population, and boundless wealth, claims the generous consideration of the state, since peace has been won by the heroism and fidelity of all sections; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sum of five hundred thousand dollars be and the same is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, to the people of Chambersburg and vicinity, whose property was burned, by the rebels, on the thirtieth of July, Anno Domini one thousand eight hundred and sixty-four, to be paid to such sufferers, *pro rata*, upon the valuation of their losses, as hereinafter provided for.

SECTION 2. That the court of common pleas of Dauphin county, at its first meeting after the passage of this bill, shall appoint three intelligent and disinterested appraisers, who shall not be residents of Franklin county, and such appraisers shall, within twenty days after their appointment, (having

Court of common pleas of Dauphin county to appoint three appraisers.

Their duties  
and powers.

first been duly sworn, or affirmed, to discharge their duties with fidelity,) proceed to Chambersburg, and make just and true appraisement of the losses sustained by the people of Chambersburg and vicinity, by reason of the burning, by the rebels, on the thirtieth of July, Anno Domini one thousand eight hundred and sixty-four, and they shall continue to perform said duties, until they have appraised the losses aforesaid, of both real and personal estate; and upon each petition setting forth his, her, or their, losses, the said appraisers, or a majority of them, shall make award of the losses actually sustained; each petition shall present a statement of losses, under oath, and said appraisers shall require such additional proof of the correctness of the statement as they may deem necessary, by the examination of the claimant, or any other witnesses they may decide to call: *Provided however*, That if any statement shall be presented, for the benefit of an assignee, said assignee shall be required to prove, to the satisfaction of the appraisers, the actual cash value of the consideration paid to the assignor, and the amount so paid, if not in excess of the actual loss sustained, shall be the amount of the

Claims of assignees, relative to.

Petitions of persons presenting false statements to be dismissed.

award: *And provided further*, That if it shall be established that any person shall present a false statement, in part, or in whole, for property, either not possessed, or not destroyed, or in excess of just valuation, with the intent to defraud, the petition of such person shall be dismissed, without any allowance whatever: *And provided further*, That no petition shall be entertained from any corporation, or from the county of Franklin, for losses sustained: *And provided further*, That each statement, presented for adjudication, shall be accompanied by an affidavit, made before some officer, competent to administer oaths and affirmations, under the laws of this state, stating that the claimant has never, directly, or indirectly, by word, or act, given aid, comfort, countenance, or encouragement, to the traitors, whether in arms, or otherwise; that he, or she, has never communicated, or attempted, or taken means, to communicate to them, or any of them, any information which could, in any way, be of advantage to them.

Prohibition.

Statements to be accompanied by affidavits that claimants have never aided the rebels.

Appraisers to make return of awards to the auditor general, who is authorized to apportion the same, &c.

SECTION 3. That said appraisers shall, as soon as they shall have finished their duties, make return, to the auditor general, of all the petitions presented to them, with the awards thereon; and when such return has been filed, the said sum of five hundred thousand dollars shall be apportioned to said awards, *pro rata*, by the auditor general, and his warrant shall be drawn upon the treasurer, in favor of the persons to whom the awards and apportionment have been made; and the sums thus ascertained to be due, respectively, to sufferers, shall be paid to them, or their heirs, executors, administrators, or assigns, upon them receipting for the same; which receipts shall state the amount paid, and authorize the state to receive from the general government said sums, out of any money which may hereafter be appropriated by Congress, to compensate them for losses sustained by the war.

Compensation of appraisers, clerk, &c.

SECTION 4. The said appraisers shall be paid the sum of five dollars, each, per day, when actually employed in the discharge of their duties, for a period not exceeding sixty days, and



they shall be allowed one clerk, who shall be paid the sum of three dollars per day, whose duty it shall be to keep a record of the testimony, in each case, so that it may be transmitted to the auditor general, with the awards; and the salaries of said appraisers and clerk, together with necessary expenses for stationery, and giving notice, and so forth, shall be paid out of the treasury, out of any money not otherwise appropriated, after approval by the proper accounting officers of the state.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 49.

## A Supplement

To an act approved February eight, one thousand eight hundred and sixty-five, legalizing the borrowing of money, for the purpose of paying bounties and filling quotas, under the different calls of the President of the United States, for the year one thousand eight hundred and sixty-four, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved February eight, one thousand eight hundred and sixty-five, legalizing the borrowing of money, for the purpose of paying bounties, under the different calls of the President of the United States, for the year one thousand eight hundred and sixty-four, in the county of Berks, be and the same is hereby extended to the year one thousand eight hundred and sixty-five: *Provided,* That the said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 50.

## Supplement

To the act incorporating the East Mahanoy Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of the members of the board of directors of the East Mahanoy Railroad Company, from and after the expiration of the period for which the present board has been elected, shall be reduced to six; and at the next election, and annually thereafter, the stockholders shall elect but six persons, to serve as directors for said company, a majority of whom, together with the president, shall constitute a quorum.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 51.

## An Act

To increase the compensation of the county commissioners of Delaware county, and designating the period of the commencement for the official term of said commissioners and auditors of said county.

Compensation  
of commission-  
ers increased,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from the first day of January, Anno Domini one thousand eight hundred and sixty-six, to the first day of January, Anno Domini one thousand eight hundred and sixty-nine, inclusive, the county commissioners of Delaware county shall each receive, out of the county treasury, the sum of three dollars per day, for each and every day necessarily employed by them, or either of them, in attending to the duties of their office.

SECTION 2. That the term of office of the commissioners and auditors of the county of Delaware shall hereafter commence on the first Monday of February next succeeding their election, and shall continue three years, or until their successors shall be duly qualified. Commencement of official term of commissioners and auditors fixed.

SECTION 3. That the term of the present commissioners and auditors of said county is hereby extended to the first Monday of February, in conformity to the provisions of the foregoing section. Term of present officers extended.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 52.

## An Act

Legalizing the acts of the road commissioners, in Farmington township,  
Warren county, in levying and collecting bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whereas it became necessary for the road commissioners of the township of Farmington, in the county of Warren, and state of Pennsylvania, to levy a tax, in the year Anno Domini one thousand eight hundred and sixty-four, for the payment of six hundred dollars, to each of twenty-seven men, who volunteered to fill the quota of said township, under a call from the President of the United States, for volunteers, for the service, in the army of the United States, it is hereby enacted, that the acts and levies of said commissioners, excepting soldiers, are hereby made valid and binding upon the parties so assessed; and said commissioners are hereby authorized to collect the same, with interest from date of levy; and all acts, or parts of acts, in confliction with this, are hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 53.

*An Act*

Declaring Tunkhannock creek, in the county of Wyoming, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Tunkhannock creek, from its mouth, in Tunkhannock borough, in Wyoming county, to a point where the Delaware, Lackawanna and Western railroad bridge crosses said creek, in Nicholson township, in said county, be and is hereby declared a public highway.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 54.

*A Supplement*

To the charter of the Allentown Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall and may be lawful for the stockholders of the Allentown iron company, at a meeting, to be called in the usual manner, under their charter, to authorize their president and directors to increase the capital stock of the said company, two hundred and fifty thousand dollars, with the right to extend the said increase, to the sum of four hundred thousand dollars, under all the regulations of the original act of incorporation.

Stockholders  
may increase  
capital stock.

Tax on increase

SECTION 2. That the said company shall be required to pay, to the state treasurer, for the use of the commonwealth, within one year after the passage of this act, a tax of one-



half per centum, on the increase of capital stock, made under the authority of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 55.

## A Further Supplement

To an act, entitled "An Act to incorporate the Monongahela Water Company," approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the Monongahela Water Company be and they are hereby authorized to increase the capital stock of said company, to an amount, not exceeding fifty thousand dollars, additional to the amount of the present capital stock, to be divided into shares of twenty-five dollars each, and to issue certificates for the same, as provided in the act to which this is a supplement. Increase of capital stock authorized.

SECTION 2. That said company shall have power, from time to time, to borrow money, to an amount not exceeding fifty thousand dollars, and at any rate of interest that may be agreed upon, not exceeding eight per centum per annum; and for the security of the re-payment of the amount so borrowed, to execute a mortgage, or mortgages, with accompanying bonds, as provided in a supplement to the act of incorporation, approved March seventeenth, Anno Domini one thousand eight hundred and sixty-four. May borrow money.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 56.

*An Act*

Supplementary to the acts relating to lost deeds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act of the nineteenth day of January, one thousand seven hundred and ninety-three, entitled "An Act to revive certain powers in the justices of the supreme court, and to vest similar powers in the judges of the several courts of common pleas, in this commonwealth," reviving the act therein recited, of the twenty-eighth day of March, one thousand seven hundred and eighty-six, shall be taken to have been a perpetual act, and is hereby declared so to be, and that the perpetuation of the evidence of lost deeds thereunder, duly made, in conformity with said act and supplement thereto, is hereby declared valid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 57.

*A Supplement*

To an act to provide for the more accurate indexing of liens against real estate, in the city of Philadelphia, approved March thirty-first, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the prothonotaries of the court of common pleas, and at the district court, of the city and county of Philadelphia, to place on the locality index, authorized to

be kept by them, by the act to which this is a supplement, the street front of real estate, against which writs of *scire facias* shall issue, to enforce the collection of any claim filed, for taxes, municipal work, or of mechanics and material-men; said prothonotaries shall receive, in addition to the fees allowed by existing laws, the sum of twenty-five cents, for each writ of *scire facias*, to defray the expense, in indexing the same, which said sum shall be included in the cost, and collected as such.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 58.

## An Act

To annul the marriage contract between Charles R. Doebler and Frances Margaret Hunter

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract, entered into between Charles R. Doebler and Frances Margaret Hunter, his wife, in Rochester city, and state of New York, be and the same is hereby annulled and made void, to all intents and purposes, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely, as if the said contract had never been made.

WM. B. WADDELL,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 59.

**An Act**

To incorporate the New York and California Vineyard Company.

Corporators.

Title.

Privileges.

By-laws.

Proviso.

Seal.

Certificates of  
stock, &c., rela-  
tive to.Election of di-  
rectors.

Offices.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John E. Williams, John B. Church, Ashbel Green, P. W. Turney and Sidney E. Morse, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the New York and California Vineyard Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving, or disposing of, by sale, or otherwise, of all their lands, or any part thereof, interest in, or liens thereupon, or the products of the same, in any of the United States, or the territories thereof, except in the state of Pennsylvania, the same as a natural person, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell, such lands, or any part thereof, and to erect houses, and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper.

**SECTION 2.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, and securing the same, upon the property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.

**SECTION 3.** That the corporators named in this act shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

**SECTION 4.** That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem



expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

SECTION 5. That the stockholders of said company be and they are hereby authorized to change the name and title of the said company, which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of the said company. Change of name authorized.

WM. B. WADDELL,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 60.

## An Act

Relating to surveys in Fayette county.

WHEREAS, Certain warrants were issued from the land office, on the ninth day of January, Anno Domini one thousand eight hundred and sixty-five, to John Snively and others, under the provisions of an act of the assembly, approved the eighteenth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relative to Fayette county:"

*And whereas,* The land department, in issuing said warrants, acted upon the information of authenticated maps in that department:

*And whereas,* The attorney general has given his written opinion to the surveyor general, that such warrants cannot be fully laid, on account of the boundary line being in the middle of the river; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the county surveyor to lay such warrants, according to their respective calling, or descriptions; and it shall be the duty of the surveyor general to accept such

surveys, upon the payment of all fees, and issue patents thereon.

WM. B. WADDELL,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 61.

## An Act

To incorporate the borough of South Erie.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Boundaries defined.

That all that territory now lying and situated, in Mill Creek township, in the county of Erie, and comprised within the following boundaries, to wit: on the north, by Buffalo street, (that being the southern boundary of the city of Erie,) on the east, by Parade street, on the south, by the Ridge road, and on the west, by Cherry street, and being all composed of out-lots, of said city of Erie, be and the same is hereby created into a borough, to be called the borough of South Erie, and shall enjoy all the rights, powers and privileges, and be subject to all the limitations, contained in the general laws of this commonwealth, regulating boroughs, not inconsistent with this act of incorporation.

Incorporation.

Privileges.

Subject to.

Time and place of holding first election.

**SECTION 2.** That the first election, in said borough, shall be held at the brick school house therein, on the third Friday in March next, and annually, thereafter, and shall be regulated, controlled and governed by the laws of this commonwealth.

Mode of conducting the election.

**SECTION 3.** That the first election, under this act, shall be held by a judge and two inspectors, to be chosen by the qualified electors, who may be present at the opening of said election; and the inspectors, so chosen, shall each appoint one clerk of said election; and at said election, there shall be elected one person, for burgess; five persons, for members of town council; one person, for high constable; one person, for justice of the peace; one person, for constable; one person, for judge, and two persons, for inspectors of elections; one person, for assessor; and three persons, for borough auditors, one to serve for one year, one for two years, and one for three

Officers to be elected.

years; and such other officers, as is, now provided by the laws of this commonwealth.

SECTION 4. That the burgess and town council of said borough shall have power to levy and collect taxes, in the said borough, for borough purposes, and expend the same, in accordance with the general laws of this commonwealth regulating boroughs. Burgess and council to levy taxes.

SECTION 5. That the burgess and town council of said borough may borrow money, at a rate of interest not to exceed seven per cent., to pave such streets, and make such other improvements as they shall deem necessary, in said borough. Authorized to borrow money.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 62.

## An Act

To incorporate the Downingtown Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James C. Roberts, Samuel Ringwalt, David Shellmire, William Edge, John P. Edge, John S. Mullin, Eber Garrett, George W. Gordon, James C. Pusey, Charles L. Wells, Richard D. Wells, John E. Parke, William Torbet, Silas D. Yerkes, Thomas S. Ingram, Joseph R. Downing, Samuel Black, Allen W. Wills, William B. Hoopes, Joshua Kames, John Webster, Isaac Webster, William F. Smith, James Good, their associates, successors, or assigns, be and they are hereby created a body politic and corporate, in law, under the name and title of the Downingtown Manufacturing Company, with a capital of three thousand shares, of one hundred dollars each. Corporators.

SECTION 2. That said James C. Roberts, Samuel Ringwalt, David Shellmire, William Edge, John P. Edge, John S. Mullin, Eber Garrett, George W. Gordon, Charles L. Wells, Richard D. Wells, John E. Parke, William Torbet, Silas D. Yerkes, Thomas S. Ingram, Joseph R. Downing, Samuel Black, Allen W. Wills, William B. Hoopes, Joshua Kames, John Webster, Corporators to open books, &c.

Time and mode of effecting organization.	Isaac Webster, William F. Smith, James Good, corporators, or a majority of them, shall, within one year from the passage of this act, open books for, and receive, subscriptions to the capital stock of said company; and when one thousand shares shall have been subscribed, and ten dollars per share paid on each share, said corporators shall proceed to organize said company, of which organization each and every stockholder shall have at least ten days' notice, by publication, in at least one newspaper, published in the county of Chester; that, upon organizing, the stockholders shall elect a president, treasurer, and board of directors, not to exceed seven in number, including the president, who shall be a member thereof; and no one shall be eligible for election, as director, who does not own at least one hundred shares of the capital stock of said company; and each and every stockholder shall be entitled to one vote, for each and every share held.
Officers.	
Votes.	
Time of holding annual election	SECTION 3. The president, treasurer and directors, so elected, shall hold their offices until the next annual election, which shall take place on the first Tuesday in January, of each and every year.
By-laws.	SECTION 4. The stockholders, in said company, shall have power to make such by-laws as they may deem proper and necessary, for the management of the company, and its property; said by-laws may be altered, or amended, by the votes of the majority of the whole capital stock, at any meeting, called for the purpose, of which there shall be notice, of at least thirty days, to each and every stockholder, by publication, or otherwise.
Bonus.	SECTION 5. That this corporation shall pay, into the treasury of the commonwealth, a bonus of one-half per centum on the capital stock, hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on dividends as is, or may be, provided by law; first instalment of said bonus on the capital stock shall become due, and payable, when one-fourth of the whole capital stock has been subscribed and paid in.
Tax on dividends.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 63.

*An Act*

Authorizing the Governor to appoint an additional Notary Public, for the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in addition to those now provided by law, the governor be authorized to appoint an additional notary public, for the county of Northumberland: *Provided*, That he shall reside in the borough of Milton, in said county.

WM. B. WADDELL,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 64.

*An Act*

To incorporate the city of Meadville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inhabitants of the town of Meadville, in the county of Crawford, residing within the following limits, to wit: beginning on the eastern bank of French creek, at the line dividing the land, formerly owned by the late Colonel William Magaw, from land owned by William Reynolds, esquire; thence eastwardly, and following the present boundary line of the borough of Meadville, in the county of Crawford, to the north-east corner of the Huidekoper park; thence along the east line of said park, to the south-east corner thereof; thence, by the south line of the said park, and continuation thereof, to the west side of the canal; thence, by said canal, to the west side of the Clark road; thence westwardly, by said road, Boundaries.

- and continuation of same course, to the middle of French creek; thence following the middle of said creek, by the new channel thereof, cut by the Atlantic and Great Western Railway Company, to the place of beginning, are hereby constituted a corporation and body politic, by the name and style of the city of Meadville, and by that name, shall be capable, in law, to purchase, receive, and hold forever, or for any shorter time, lands, tenements and hereditaments, goods and chattels, liberties, franchises and jurisdictions; and the same lands, tenements and hereditaments, goods and chattels, by such name, to sell and convey, mortgage, encumber and dispose of, at their pleasure; and by the said name, shall be capable, in law, to sue and be sued, in all courts of record, and elsewhere, in all manner of suits, actions, causes and complaints, that to the said city, as a body politic and corporate, in law and in fact, shall and may appertain; and for that purpose, shall have and use one common seal, and the same, from time to time, may change, deface, and make anew; and should the adjoining lot and island owners, of the former channel of French creek, supplied now by a new one, by the railroad company, purpose the improvement thereof, the same shall be done under the supervision of the mayor and council of the city, in such a manner as not to impede, or needlessly obstruct, the passage and flow of the waste water from the canal and the red mill, and the drainage, from the culverts and vaults of the city.
- Incorporation.**  
**Name.**
- Powers and privileges.**
- Seal.**
- Improvement of former channel of French creek, relative to.**
- City divided into wards.**
- Election, qualifications, &c., of mayor and council.**
- Justices, constables, assessors, &c.**
- Duties of mayor**
- Vacancies, how to be filled.**
- SECTION 2.** That the said city shall be divided into two wards, in manner following: all that part of the city, lying north of Chestnut street, and what was formerly the eastern channel of French creek, shall constitute the North ward; and all that part, lying south of Chestnut street, and the aforesaid channel of French creek, shall constitute the South ward.
- SECTION 3.** That the executive and legislative powers of said city shall be vested in a mayor, and city council, which shall consist of three members from each ward; the present burgess and town council of the borough of Meadville shall continue in office, as mayor and city council, until the end of their respective terms, and shall discharge the duties imposed on them by this act; and their successors shall be elected, at the same time, in the same manner, and for the same term of office, as the said burgess and town council have heretofore been elected; the qualifications for office, and of electors, and the respective oaths of office, shall remain as heretofore established, by law, in the said borough; the justices of the peace, high constable, constables, assessors, judges and inspectors of elections, and auditors, now in office, shall continue therein; and their successors shall be elected, as though this act had not been passed.
- SECTION 4.** That it shall be the duty of the mayor to promulgate the laws, ordinances and regulations of the corporation, and to attend to the due execution and fulfillment of the same; he shall preside at the meetings of the city council, and give the casting vote, in case of a tie; when a vacancy shall occur, in the office of mayor, such vacancy shall be filled, by an election, for the remainder of his term, to be held within

twenty days after such vacancy shall occur ; of which election, the city council shall give notice, by publication, in a newspaper printed in said city.

SECTION 5. That the city council shall have full power and authority to make, ordain and establish such, and so many, laws, ordinances and regulations ; *Provided*, The same be not repugnant to the constitution and laws of the United States, and of this commonwealth ; as shall be necessary and convenient, for the government and welfare of the said city ; to pass ordinances to prevent any person, or persons, from erecting, or causing to be erected, any wooden house, store, shop, stable, or other building, within such parts of the said city as the said council shall, by their ordinances, from time to time, define and limit ; to borrow money for fire purposes, and for the permanent improvement of the city and its public grounds, and issue bonds therefor, payable at not more than twenty years from their date, with coupons attached, for the payment of interest, semi-annually ; subject, however, to the following restrictions : the said city shall not dispose of said bonds at less than their par value ; the rate of interest thereon shall not exceed seven per centum, and they shall only be subject to state taxes, when the city shall, in pursuance of this act, borrow money, and issue bonds therefor. It shall be the duty of the mayor and city council to provide a sufficient sinking fund, for the payment of the bonds so issued, at the maturity thereof, and to set apart the proper proportion of such sinking fund, each half year ; which sinking fund shall be appropriated to the purchase of any such bonds, issued as aforesaid, as may be offered, at not more than their par value ; and in case no city bonds shall be in market, at that price, the said fund shall be invested in state, or government, bonds, or certificates of indebtedness. It shall, also, be the duty of the mayor and city council to provide for the payment of the interest accruing upon the bonds, issued as aforesaid, upon the first day of January and July, in each year. Any misappropriation of the sinking fund aforesaid, or a failure to provide for the punctual payment of the interest as aforesaid, shall subject the mayor and city council to a personal liability, for all losses and damages which may result therefrom : *Provided*, That when the city records show the vote, or protest, of the mayor, or any member of the city council, against such misappropriation, or failure, he shall be free from the personal liability aforesaid. The city council shall have authority to enforce, and put in execution, the laws, ordinances and regulations aforesaid, by constables, policemen and other proper officers, whom they shall have power to appoint, and to remove at their pleasure.

Ordinances, relative to.

Authorized to borrow money and issue bonds therefor, subject to certain restrictions.

Sinking fund to be created.

Misappropriation of, &c., relative to.

Proviso.

Enforcement of ordinances.

SECTION 6. That the said city council may, whenever they deem it necessary, confer upon the mayor and any justice of the peace of the said city, the jurisdiction, power and authority, to impose and recover, in a summary manner, or by penal action, as the case may be, any fines and penalties inflicted for the violation of the provisions of any ordinances, which may be enacted and ordained by the said city council, for the government of the said city : *Provided*, That the said fines

Imposition and recovery of fines

Proviso.



Proviso. do not exceed one hundred dollars each : *And provided further*, That in all summary convictions, when fines, penalties and imprisonment are inflicted, the person, or persons, convicted, may appeal to the next court of quarter sessions, within ten days, upon entering security for his, her, or their, appearance, to be approved by the mayor, or justice of the peace before whom the conviction shall have taken place ; and all fines and penalties recovered by the mayor, or any justice of the peace, of the said city, for offences committed therein, shall be paid into the city treasury.

Quorum of council. SECTION 7. That a majority of the city council shall constitute a quorum. The said council shall meet at least once in each month, for the transaction of business, and shall sit with open doors, and in the absence of the mayor, may appoint one of its members to preside *pro tempore*.

Meetings. COUNCIL TO APPOINT A CLERK. SECTION 8 That the said city council shall appoint a clerk,

Council to appoint a clerk. who shall keep a record of all their proceedings, and also of all laws, ordinances, regulations and resolutions, passed by the said council ; and all such laws, ordinances and regulations shall be published in at least one newspaper, printed in said city, or by at least twenty handbills, posted in conspicuous places therein ; and copies of the said laws, ordinances and regulations, certified under the seal of the said city, shall be filed with the recorder of deeds of the county of Crawford, together with the oath of some credible person, that the same have been duly published ; and the said recorder shall record the same, in a book to be kept for that purpose, and shall be entitled to the same compensation therefor, as in the case of recording deeds ; and no law, ordinance, or regulation, of the said corporation, shall have any force, or effect, until after the publication and filing thereof for record, as aforesaid.

Ordinances to be published, &c. POWERS, PRIVILEGES, &c., OF BOROUGH VESTED IN THE CITY. SECTION 9. That all the powers, duties, authorities and privileges, now by law vested in, and belonging to, the burgess and town council of the borough of Meadville, in the county of Crawford, shall continue and belong to the mayor and city council of the city of Meadville, except in so far as they are inconsistent with the provisions hereof ; and all the estate, real and personal, of said borough, shall belong to the said city of Meadville ; and all laws, ordinances and regulations, now in force, in the said borough, shall continue in full force hereafter, except in so far as they are inconsistent with the provisions of this act : *Provided*, That certified copies of all such ordinances, with a certificate of the publication thereof, shall be filed for record, with the recorder of Crawford county, within six months from the passage of this act.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 65.

*An Act*

Relative to the settlement of the estate of Pressly Irwin, late of Allegheny county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the orphans' court of Allegheny county, having jurisdiction in the settlement of the final account of the guardians of the minor children of Pressly Irwin, late of Jefferson township, Allegheny county, is hereby authorized to allow to the widow of the decedent, without the statute of limitation being a bar to the same, a fair equivalent, for the support, maintenance and education of said minor children: *Provided however,* That the consent, in writing, of said children, all now being over twenty-one years of age, be filed in said court, before the final decree shall be entered.

Orphans' court authorized to allow widow equivalent for support, &c., of children.

Proviso.

**SECTION 2.** And should the personal estate be insufficient, for the payment of the sum so found, the said court is hereby empowered to decree the sale of the real estate, of which the said Pressly Irwin died seized, for the payment thereof, and to appoint a trustee for that purpose; and after paying the sum, so found, to the widow, and the residue to be divided equally among the children of the decedent.

Sale of real estate may be decreed, if personal estate be insufficient.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 66.

*An Act*

To incorporate the Ben Franklin Insurance Company of the city of Allegheny.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That Geo. R. Riddle, Stephen H. Geyer, Henry P. Schwartz, James W. Hall, Bateman Goe, J. T. Stockdale, Joseph Craig, Henry Gemig, John Haworth, William J. Koontz, William Semple, John Taggart, Henry Irwin, George Dasch, Hugh S. Fleming, Jonathan Gallagher, Arthur Hobson and John Ramsey, and all other persons who may, hereafter, be associated with them, in the manner hereinafter prescribed, and their successors, shall be and they are hereby constituted, and declared to be, a body politic and corporate, by the name, style and title of the Ben Franklin Insurance Company of the city of Allegheny, and by the same name, shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in all courts of record and elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands and tenements, rents, annuities, franchises and hereditaments, goods and chattels, and choses in action, of whatsoever kind, and the same to sell and dispose of, from time to time; and also to make and have a common seal, and the same to alter and renew at pleasure; and also to make, ordain, establish and put in execution such by-laws, ordinances, rules and regulations, as shall appear necessary and convenient, for the government of the corporation, and for the management of its property, and the regulation of its officers and affairs, not being contrary to this charter, or the laws of the United States, or of this commonwealth, and generally to do and transact all such matters and things as shall, to them, lawfully appertain to do and transact, for the well being of said corporation.
Title.	
Privileges.	
Seal.	
By-laws.	
Subscriptions to stock, relative to.	SECTION 2. That the above named persons are hereby constituted commissioners, who, or any five of whom, shall, or may, at any time within one year from the passage of this act, call a meeting of the commissioners, by giving two weeks' notice of the same, in one or more newspapers, printed in Allegheny, or Pittsburg; at which meeting, the commissioners shall organize, and receive subscriptions to the capital stock of said company. Each person subscribing for the same shall pay, in cash, at least ten per centum of their subscriptions, the residue to be paid in such instalments as, by the by-laws of the corporation, shall be directed; and when the amount of fifty thousand dollars shall have been subscribed, and ten per centum paid, in cash, then it shall be lawful for the said subscribers, or stockholders, to hold an election for directors, all of whom shall be stockholders, and residents of Allegheny county; said directors shall elect a president and secretary, which shall constitute an organization.
When organization may be effected.	
Election of directors, officers, &c.	SECTION 3. The affairs of said company shall be managed by a board of directors, consisting of seven stockholders, to be elected annually, and such officers and agents as they shall appoint. A president and secretary shall be elected, annually, by the directors, and all vacancies happening in any of said offices shall be filled, by the board, for the remainder of the year for which they were elected. The board shall have power to declare what number of directors, less than the whole, shall constitute a quorum, for the transaction of busi-
Vacancies.	
Quorum.	

ness, and the time and manner of paying the assessments on the stock.

SECTION 4. The capital stock of said company shall consist of one hundred and fifty thousand dollars, with the privilege of increasing the same to three hundred thousand dollars, to be divided into shares of fifty dollars each; and there shall be paid into the treasury of said commissioners, by each subscriber to the capital, at the time of subscribing, an instalment of five dollars on each share of stock, by him, or them, so subscribed, out of which fund shall be defrayed such incidental charges and expenses as may be incurred, by said commissioners, and the remainder shall be paid to the treasurer of the corporation, as soon as the same shall be organized, and the officers chosen, as hereinbefore mentioned. The residue of said stock shall be paid in such instalments as, by the by-laws of the corporation, shall be directed; and if any subscriber, his, or her, assignee, or transferee, shall refuse, or neglect, to pay any instalment called for, by the directors of said company, for the space of thirty days after the same shall be payable, the amount previously paid, on said stock, shall become forfeited to the company, and said stock may be sold, by the directors, to any person, for such price as can be obtained for the same, or the directors may proceed, at their option, to collect, from such delinquent stockholder, the amount of such instalment, with one per centum a month interest thereon, in the same manner as debts of the like amount are now recoverable, by law. The directors shall have power to require security on all stock subscribed, and not paid in, if they deem it expedient for the interest and safety of the company, and generally to adopt that course they think best calculated to advance the interest of the company.

Capital stock.

Payment of instalments, relative to.

SECTION 5. The said Ben Franklin Insurance Company shall have full power and authority to make contracts, and take risks against losses by fire, or otherwise, on all kinds of buildings, merchandize and other property, either limited, or perpetual, and further to effect insurance on vessels, cargoes and freights, and on merchandize and other property transported on rivers, canals, lakes and railroads, and by steamboats, vessels, wagons or otherwise, and to execute such contracts, agreements, policies, and other instruments, as shall, or may, be necessary to effect the same.

Authorized to make contracts, take risks against losses by fire, &c.,

SECTION 6. That said corporation is hereby authorized and empowered to make insurance, predicated upon the lives of persons, on such terms and conditions as shall be, from time to time, ordered and provided for by the by-laws of said corporation, and to make contracts upon any and all conditions appertaining to, or connected with, life risks of whatever kind, or nature; that said corporation shall be and they are hereby authorized and empowered to insure the life of any person, upon his own application, for the benefit of his wife, or children, and the sum so insured shall be for the use and benefit of such wife, or children, and shall not be subject to the claims of his representatives, or creditors; and policies may be issued by said company to any married woman, in her name, or in the name of a third party, or person, as trustee, to cause to be

Insurance upon lives of persons, terms of, &c., relative to.



insured the life of her husband, for any given period, or for the term of his natural life, and in case of her surviving her husband, the sum or net amount of insurance shall be payable to her, for her sole use and benefit, free from any claims of either, or any, of the creditors, or representatives, of her husband; and, in case of the death of the wife, before the decease of the husband, the amount of the insurance may be made payable, after her death, to her child or children, for his, her or their, use and benefit. And all policies of insurance issued by said company, on the life of any person, expressed to be for the benefit of a married woman, whether the same be effected by herself, or her husband, or by any other person, on her behalf, shall inure to her separate use and benefit, and that of her children, if any, as may be expressed in said policies, independently of her husband, and his creditors and representatives, and also independently of any other person effecting the same, in her behalf, his creditors and representatives.

Policies of insurance, form of, &c.

SECTION 7 That all policies of insurance, or other contracts authorized by this act, shall have the seal of said corporation affixed thereto, and shall be signed by the president and secretary, and, being so signed and executed, shall be binding and obligatory upon said corporation, according to the true intent and meaning thereof.

Investment of capital, premiums, &c.

SECTION 8. That it shall be lawful for the said corporation to invest its capital, premiums, and profits on real, or personal, security, in bonds, notes, mortgages, ground rents, judgments, stocks and loans of the United States and state of Pennsylvania, and stocks, or loans, of any borough, city, or institution, incorporated by the laws of this commonwealth, and in other good securities, and to sell, transfer and change the same, and re-invest the funds of said corporation, when the directors shall deem it expedient; it shall also be lawful for said company to receive, purchase and hold any real or personal property, stocks, or other securities, in payment of debts due them, or to secure the same in any manner that the interests of said corporation may require, or to purchase and hold such real estate as may be necessary to accommodate the said corporation, in the transaction of the business thereof, and to sell, assign, and convey the same, in fee simple, or otherwise: *Provided*, Said corporation shall not exercise any banking privilege.

Dividends, relative to.

SECTION 9. The directors shall, on the first Monday of January, in each and every year, declare a dividend of so much of the profits of the corporation, as to them shall appear advisable, and the dividends so declared shall be paid to the respective stockholders, agreeably to such rules and regulations as the directors shall make for that purpose; but the moneys received as premiums on risks, which shall be undetermined at the time of making such dividends, shall not be considered as part of the profits of the corporation, and no dividend shall be declared, when the capital stock shall be reduced, by losses, or expenses, until a sum equal to said diminution shall have been added to the capital.

Prohibition.



SECTION 10. That within thirty days after the close of each fiscal year, the officers of said company shall cause to be made and printed, a general balance sheet, showing the amount of capital stock, amount of premiums received during the year, amount of expenses, and amount of losses, during the year, the balance remaining with the company, the nature of all securities, in which the said balance is invested, and the amount of cash on hand; also, a full account of existing policies; and the directors shall cause the said statement to be published, for two weeks, in at least one newspaper published in Allegheny, or Pittsburg.

Officers required to make certain statement annually.

SECTION 11. The directors of said company shall be elected annually, on the second Monday of January, between the hours of ten, A. M., and two o'clock, P. M., at the office of the company; and at allelections, the votes of the stockholders shall be by ballot, each share of stock having one vote. No stockholder shall vote unless the whole sum due and payable, on the share, or shares, by him, or her, held, at the time of such election, shall have been fully paid and discharged. The directors elected, at the organization of the company, shall hold their offices until the first annual election, or until new directors shall be chosen, as herein provided.

Time of holding annual election.

Votes.

SECTION 12. That if any officer, agent, or other person, connected with, or doing business for, or with said company, shall fraudulently embezzle, or appropriate to his, or their, own use, or the use of any other person, or persons, any money, or other property, belonging to said company, or left with it, or them, as the special deposit, or otherwise, he, or they, upon conviction thereof, in the court of quarter sessions, shall be fined, in a sum not less than five hundred dollars, and be sentenced to, and undergo, an imprisonment, in the penitentiary, or county prison, for any time, not exceeding two years, at the discretion of the court: *Provided*, That this conviction shall not prevent any person aggrieved from pursuing his, or her, civil remedy against such person, or persons.

Penalty for embezzlement, &c., by officers.

SECTION 13. The business of the company shall be carried on, at such place, in the city of Allegheny, as the directors shall designate, and at such agencies, out of said city, as they may establish.

Office and agencies.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 67.

## A Supplement

To an act revising the charter of the municipal corporation of the city of Reading, passed April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

City divided  
into two dis-  
tricts, for elec-  
tion of consta-  
bles.

That the city of Reading is hereby divided into districts, for the election of constables, as follows, to wit: the First, Second, Third, Fourth and Fifth wards, shall comprise the first district; and the Sixth, Seventh, Eighth and Ninth wards, shall comprise the second district; and each of said districts shall have one constable, who shall reside in his respective district; and the constables, who hold the said office, at the passage of this act, shall continue in the same, until the expiration of their respective terms, unless sooner vacated; they shall be elected, in each district, by the qualified voters thereof, on the second Friday, in February, on the expiration of the term, or terms, or whenever a vacancy shall exist, by death, resignation, removal from the district, or otherwise, who shall be qualified, as the laws of this commonwealth require such officers to be, and shall hold their respective offices, for the term and period of three years, and shall, upon entering the requisite security, be qualified, by the court of quarter sessions of the county of Berks; they shall be under the same legal penalties and provisions, and exercise all the powers, and do and perform all duties, that, by the usages and laws of this commonwealth, are enjoined upon such officers; all vacancies that may, from any cause, occur, in the said office of constable, shall be filled by the court of quarter sessions of the said county of Berks.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 68.

## An Act

To provide for the ordinary expenses of the Government, and other general and specific appropriations.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following sums be and the same are hereby specifically appropriated to the several objects hereinafter named, for the year commencing on the first day of June, Anno Domini one thousand eight hundred and sixty-six, to be paid out of any money in the treasury not otherwise appropriated. Appropriations.

**SECTION 2.** For the salary of the governor of the commonwealth, four thousand dollars. Salary of governor and heads of departments.

For the salary of the secretary of the commonwealth, two thousand dollars, to take effect from June, one thousand eight hundred and sixty-five.

For the salary of the deputy secretary of the commonwealth, one thousand six hundred dollars.

For the salary of the auditor general, two thousand dollars, and a further sum of three hundred dollars out of the surplus fund in the treasury, on the thirteenth day of November, one thousand eight hundred and sixty-five, from receipts under the free banking system, after paying expenses thereof, for his services in connection with said system.

For the present auditor general, the sum of three hundred dollars, for his services in connection with the free banking system, for the year, which commenced the first day of June, Anno Domini one thousand eight hundred and sixty-three, and the further sum of two hundred dollars, for his services in the examination of military claims for the same year, which appropriations were omitted in the act making appropriations for that year.

For the salary of the surveyor general, one thousand six hundred dollars.

For the salary of the attorney general, three thousand dollars.

For the salary of the adjutant general, three thousand dollars, in full, for all services as adjutant general and member of the board of claims.

For the salary of the state treasurer, one thousand seven hundred dollars.

For the salary of superintendent of common schools, one thousand eight hundred dollars

For the salary of the state librarian, one thousand dollars. Superintendent  
For the salary of the superintendent of public printing, of public printing, eight hundred dollars, and for office rent, ninety dollars, or so much thereof as may be expended therefor. ing.

Executive department.

SECTION 3. For the salary of the private secretary of the governor, fifteen hundred dollars; and the governor is hereby authorized to employ a military secretary, at a salary of one hundred and twenty-five dollars per month, so long as the services of said secretary may be necessary, which amount shall be paid by the state treasurer, upon the warrant of the governor.

For messenger in the executive department, eight hundred dollars

For the salary of one clerk and messenger, employed in the military department of the executive office, the sum of eight hundred dollars.

Clerk hire, &c., in state department.

For postage, stationery and other incidental expenses, the sum of seven hundred dollars.

SECTION 4. For the salary of the chief clerk in the office of the secretary of the commonwealth, one thousand five hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.

For the salary of the military clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.

For the salary of the commission clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the first transcribing clerk, one thousand two hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the second transcribing clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the third transcribing clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five

For the record clerk, twelve hundred dollars, from the first day of August, Anno Domini one thousand eight hundred and sixty-five.

For the salary of two additional clerks, the sum of twenty-four hundred dollars, or twelve hundred dollars for each clerk, to take effect from first of April, one thousand eight hundred and sixty-six, and the further sum of two hundred dollars, to each clerk, to be computed from the first day of April, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the messenger, in the state department, eight hundred dollars.

For the salary of the assistant messenger, in the state department, two hundred and fifty dollars.

For postage, telegrams, freight and express charges, in the state department, eighteen hundred dollars, or so much thereof as may be necessary.



For blank books, one hundred and fifty dollars, or so much thereof as may be necessary.

For stationery, nine hundred dollars, or so much thereof as may be necessary.

For fuel and lights, one hundred and fifty dollars, or so much thereof as may be necessary.

For cleaning of offices, one hundred and twenty-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, three hundred dollars, or so much thereof as may be necessary.

SECTION 5. For the salary of the chief clerk, in the auditor Auditor general's office, one thousand seven hundred dollars, and the Auditor general's office. further sum of one hundred dollars, to be computed from the first of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the clerk, in the banking department, one thousand four hundred dollars, and the further sum of one hundred dollars, to be computed from the first of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the clerk, in the department for settling accounts of county treasurers, prothonotaries, registers, recorders, clerks of the courts, et cetera, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.

For the salary of the clerk for settling the accounts of corporations, and in charge of the business with foreign insurance companies, reports of railroads, and manufacturing companies, et cetera, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, one thousand eight hundred sixty-five.

For the salary of an additional clerk, to assist the clerk in charge of accounts of corporations, thirteen hundred dollars, to commence from the first day of September, Anno Domini one thousand eight hundred and sixty-five.

For the salary of warrant and bond clerk, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.

For the salary of registering and copying clerk, one thousand two hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.

For the salary of the clerk in charge of papers relating to the public improvements, formerly owned by the state, for settling accounts of military disbursing officers, and assisting chief, corporation and warrant clerks, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For salary of clerk for copying accounts, appeals, correspondence, reports, et cetera, twelve hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the military claims and warrant clerk, in the auditor general's office, the sum of twelve hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For salary of messenger, eight hundred dollars.

For postage and telegrams, seven hundred and fifty dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred and fifty dollars, or so much thereof as may be necessary.

For miscellaneous expenses of the office, two hundred dollars, or so much thereof as may be necessary.

Surveyor general's office.

SECTION 6. For the salary of eight clerks, in the surveyor general's office, the sum of one thousand four hundred dollars each.

For the salary of the chief clerk, in the surveyor general's office, the sum of one thousand six hundred dollars.

For the salary of the temporary clerks, the sum of one hundred dollars per month to each clerk, and the number and time for which they are employed shall be subject to the approval of the governor.

For the salary of messenger, eight hundred dollars.

For postage in the office of the surveyor general, four hundred dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For cleaning office, and miscellaneous expenses, one hundred and fifty dollars, or so much thereof as may be necessary.

For fuel, one hundred and ten dollars, or so much thereof as may be necessary.

Attorney general's office.

SECTION 7. For the salary of the clerk, in the office of the attorney general, fifteen hundred dollars.

For the contingent expenses, in the attorney general's office, five hundred dollars, or so much thereof as may be necessary.

State treasury.

SECTION 8. For the salary of the chief clerk, in the office of the state treasurer, one thousand eight hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the book-keeper, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the account clerk, one thousand three hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the recording clerk, one thousand two hundred dollars, and the further sum of one hundred dollars, to be computed from the first day of May, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the clerk in charge of accounts of corporations, thirteen hundred dollars, to commence from the first

day of September, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the messenger and night watch of the treasury department, eight hundred and fifty dollars, and the further sum of one hundred dollars, to be computed from the first day of May, Anno Domini one thousand eight hundred and sixty-five.

For postage and telegrams, in the treasury department, four hundred dollars, or so much thereof as may be necessary.

For stationery and blank books, three hundred dollars, or so much thereof as may be necessary.

For express charges, one hundred dollars, or so much thereof as may be necessary.

For fuel and light, seventy-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, one hundred and seventy-five dollars, or so much thereof as may be necessary.

For deficiency in appropriation of one thousand eight hundred and sixty-five, for engraving plate and printing new checks, three hundred and seventy-five dollars.

SECTION 9. That the state treasurer is hereby required to pay, to each of the commissioners of the sinking fund, the sum of three hundred dollars; and they are hereby authorized and required to impose the duties of clerk to said commissioners upon one of the clerks of the treasurer's department, at an increased salary, not exceeding four hundred dollars per annum.

SECTION 10. For the salary of the assistant adjutant general, including pay and allowances of captain of infantry, as per state militia law, seventeen hundred and ten dollars.

For the salary of the chief clerk, the sum of one thousand two hundred dollars.

For the salary of the pay department clerk, the sum of eleven hundred dollars.

For the salary of the register and recording clerk, eleven hundred dollars.

For the salary of the messenger, the sum of eight hundred dollars.

For postage, telegrams and express charges, the sum of six hundred dollars, or so much thereof as may be necessary.

For blank books, the sum of fifty dollars.

For stationery, the sum of six hundred and fifty dollars.

For lights, the sum of fifty dollars.

For cleaning office, and ordinary repairs, the sum of one hundred and fifty dollars.

For miscellaneous expenses, the sum of one hundred dollars.

For disbursements, as *ex-officio* paymaster general of the state, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

For furnishing and fitting up the new rooms, assigned to the adjutant general, two thousand dollars, or so much thereof as may be necessary, to be expended under the direction of the adjutant general.

SECTION 11. The quartermaster general, the commissary general, and the inspector general, shall not perform service, unless specially ordered by the governor; and in their ab-



Adjutant general to perform the duties of the quartermaster, commissary and inspector generals.

Board of claims.

Transportation department.

Pensions and gratuities.

School department.

sence, the duties now performed by the said officers shall be executed by the adjutant general, who shall receive, from these several departments, all books, accounts and property of the state; and the adjutant general shall be required to give the same security that is now required from the quartermaster general, for the faithful performance of his official duties. The board of claims, as constituted by act of assembly, approved April sixteen, one thousand eight hundred and sixty-two, shall, after the first day of June next, consist of the auditor general, state treasurer and adjutant general.

SECTION 12. For the cost of transportation, for the year ending the first day of June, one thousand eight hundred and sixty-seven, thirty thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general, in the usual manner; and the chief of transportation is authorized to pay, out of said sum, the expense of disinterring, and carrying to the place of burial, the bodies of deceased soldiers of Pennsylvania; and to defray the expenses of telegraphing, during the same period, the sum of four thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general, in the usual manner.

For the salary of the chief of transportation department, fifteen hundred dollars; and for the salary of the clerk of the transportation department, one thousand three hundred dollars.

For messenger, one hundred and fifty dollars.

For postage, stationery, fuel and incidental expenses, three hundred dollars, or so much thereof as may be necessary.

SECTION 13. For the payment of pensions and gratuities, the sum of seven thousand dollars, and such further sums as may be necessary, to pay to the widows and children of deceased soldiers, such sum, or sums, as they may be entitled to receive according to law.

SECTION 14. For the salary of the deputy superintendent of common schools, one thousand six hundred dollars.

For the salary of the warrant clerk, in the school department, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the report clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For the salary of the letter clerk, twelve hundred dollars, and the further sum of two hundred dollars, to be computed from the first day of June, Anno Domini one thousand eight hundred and sixty-five.

For engraving and printing warrants, two hundred and seventy-five dollars, or so much thereof as may be necessary.

For repairing and furnishing the room of the school department, fifteen hundred dollars, or so much thereof as may be necessary.

For the salary of the messenger, nine hundred dollars, to be computed from the first day of June, one thousand eight hundred and sixty-five.



For stationery and blank books, in the school department, three hundred dollars, or so much thereof as may be necessary.

For postage, telegrams and express expenses, one thousand dollars, or so much thereof as may be necessary.

For cleaning office, and miscellaneous expenses of the school department, two hundred and ten dollars, or so much thereof as may be necessary.

For expenses in packing and distributing blank forms, reports, school laws, and decisions, to the school directors of the state, six hundred dollars, or so much thereof as may be necessary.

For traveling expenses, on official business of the department, three hundred dollars, or so much thereof as may be necessary.

SECTION 15. For the support of the schools for the education of soldiers' orphans, during the year commencing on the first day of January, one thousand eight hundred and sixty-six, and payable quarterly during said year, the sum of three hundred thousand dollars, or so much thereof as may be necessary; and in addition to the authority heretofore granted, the governor is hereby authorized to afford partial relief, in cases, where, in his judgment, it is proper to suffer the orphans to remain with their surviving parents, or relatives, or guardians, and to receive instructions at the public schools of the commonwealth; the said sum shall be disbursed by the governor, or officers appointed by him, who shall settle quarterly accounts of their expenditures, in the office of the auditor general. Schools for the education of soldiers' orphans.

SECTION 16. For the support of the common schools, for the school year which will begin on the first Monday in June, Anno Domini one thousand eight hundred and sixty-six, to be paid on warrants to be drawn by the superintendent, in favor of the several school districts of this commonwealth, the sum of three hundred and fifty-five thousand dollars, inclusive of the salaries of county superintendents, and of one dollar per year, for one copy of the Pennsylvania School Journal, to be subscribed for, and sent to each board of school directors in the state, for public use, according to the act of eighth of May, Anno Domini one thousand eight hundred and fifty-five, and also inclusive of the sum of ten thousand dollars, for the education of teachers in the Normal schools of the commonwealth, to be paid by warrants, issued at least three times a year, at such periods as shall best accommodate the principals of the several schools, by the superintendent of common schools, in favor of the treasurers of the respective Normal schools. Common and normal schools.

The amount to which each school shall be entitled, out of said ten thousand dollars, to be determined as follows, viz :

For each student, over seventeen years of age, who shall sign a written declaration, in the form prescribed by the superintendent of schools, that said student intends to teach in the common schools of the state, there shall be paid the sum of fifty cents per week, towards the expenses of said student.

For each student, who was disabled in the military or naval service of the United States, or of Pennsylvania, or whose father lost his life in said service, and who is over seventeen, and not

over twenty-two, years of age, and who shall sign a declaration, as herein provided, there shall be paid the sum of one dollar per week; to each student, who, during the school year, commencing on the first Monday of June, one thousand eight hundred and sixty-six, shall have graduated at any of the Normal schools of the state, and who shall sign an agreement, binding said student to teach, in the common schools of the state, two full years, there shall be paid the sum of fifty dollars.

Any student, to secure the benefits of this appropriation, must attend the school at least one term of twelve consecutive weeks.

The price of boarding and tuition, as fixed by the respective boards of trustees of the several schools, and approved by the superintendent of schools, shall be the same for all students pursuing similar studies.

Students receiving the several sums, per week, as herein specified, shall have deducted from their regular expenses the full amount thus received from the state.

The superintendent of schools shall not issue his warrant for the amount thus claimed by either of the said schools, until there shall be on file, in his office, a report from the principal of said school, authenticated by his oath, or affirmation, and certified to by the president of the board of trustees, stating the exact number of students, over seventeen years of age, that have attended the school at least twelve consecutive weeks, within the school year of the several Normal schools, commencing on the first Monday of September, and who have, in all respects, conformed to the conditions and requirements herein made, regarding such students, how many thus attending are disabled soldiers, or sailors, or orphans, whose fathers died in the service of the country, and how many have graduated during the term for which said report is made, and who have also complied with the conditions herein, together with their names and address, date of entrance, and withdrawal from the school, stating, also, whether the whole amount, to be allowed to each student, has been deducted from his expenses.

All the unexpended balance of the ten thousand dollars, thus appropriated, shall be divided equally among the several Normal schools now in operation, to be used exclusively for the purchase of apparatus and books for their respective libraries; and the sum thus expended shall be accounted for in the annual report now required by law to be made: *Provided*, That ten weeks before the close of the last term of school year, in the several Normal schools, the principals thereof shall report, to the state superintendent, the number of students in their schools entitled to the benefits of this appropriation; and if it shall appear that the sum remaining unexpended is not sufficient to pay to each pupil the sums herein specified, such expended balance shall be divided, *pro rata*, under the supervision of the state superintendent, who, immediately thereafter, shall notify the principal of each school of the amount to which it is entitled.

**SECTION 17.** For the purchase of law and miscellaneous books, for the state library, eighteen hundred dollars.

For the exchange of law books, including Purdon's Digest, eight hundred dollars, or so much thereof as may be necessary.

For postage, freight on books, stationery, purchasing books, cleansing apartments, making fires, et cetera, four hundred dollars, or so much thereof as may be necessary.

For binding, one hundred dollars, or so much thereof as may be necessary.

For deficiency in appropriation of one thousand eight hundred and sixty-five, eight hundred and ninety-two dollars and fifty-eight cents.

SECTION 18. For the salaries of the judges of the supreme court, the sum of twenty-seven thousand five hundred dollars, or the sum of five thousand five hundred dollars to each judge, for the present year, to be in lieu of all daily pay, mileage, or other expenses, heretofore allowed by any law. Judges of supreme court.

SECTION 19. For the payment of the salaries of the judges of the district court, and the judges of the court of common pleas, of the city of Philadelphia, the sum of thirty-five thousand dollars, or five thousand dollars to each judge, for the present year. Judges, Philadelphia.

SECTION 20. For the payment of the judges of the district court, and the president and assistant law judges of the court of common pleas, of the county of Allegheny, twenty-five thousand dollars, or five thousand dollars to each one of the law judges, for the present year. Judges, Allegheny county.

SECTION 21. For the payment of the salaries and mileage of the president, additional and associate law, judges of the several courts of common pleas in this commonwealth, except in the city of Philadelphia and the county of Allegheny, the sum of one hundred and fifteen thousand dollars, or so much thereof as may be necessary, each president and law judge to receive three thousand five hundred dollars salary, during the present year; and to the president judge of the twelfth judicial district, the further sum of three hundred dollars, for the present year, in addition to the amount now allowed by law, for extra services, in trying the commonwealth civil cases, in the county of Dauphin. Judges of courts of common pleas.

SECTION 22. For the payment of the salaries and mileage of the associate judges of the courts of this commonwealth, the sum of fifty thousand dollars, or so much thereof as may be necessary, each associate judge to receive twenty-five per centum in addition to the salaries now allowed by law. Associate judges.

SECTION 23. For the payment of the interest on the funded debt of the commonwealth, which will fall due on the first days of July and August, Anno Domini one thousand eight hundred and sixty-six, and on the first days of January and February, Anno Domini one thousand eight hundred and sixty-seven, the sum of one million eight hundred and ninety-eight thousand six hundred and sixty-four dollars, or so much thereof as may be necessary. Interest on state debt.

SECTION 24. For the public printing, folding, stitching and binding, thirty-five thousand dollars, or so much thereof as may be necessary, on settlement of the account of the public printer according to law. Public printing

And for deficiency in appropriation of one thousand eight



hundred and sixty-five, the sum of twenty-seven thousand five hundred and forty-two dollars and thirty-eight cents.

Legislature.

SECTION 25. For the payment of the expenses of the legislature, including the pay and mileage of members, clerks and officers of each house, appointed for this session, and the amount authorized by law for stationery, et cetera, the sum of one hundred and ninety-six thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general according to law; and that each member shall receive three hundred dollars, and the chief, assistant and transcribing clerks of the House of Representatives and the Senate, shall receive two hundred and fifty dollars, in addition to their present salary.

Additional compensation.

Commission to inquire into alleged insanity of Mrs. Grinder.

SECTION 26. For payment of the commission appointed to inquire into the alleged insanity of Mrs. Martha Grinder, one hundred and seventy-five dollars, to be paid on the warrant of the governor.

Packing and distributing laws.

SECTION 27. For packing and distributing the laws and journals of the legislature, to be performed under the direction of the secretary of the commonwealth, thirteen hundred dollars, or so much thereof as may be necessary.

Water and gas for public buildings.

SECTION 28. For the payment to the city of Harrisburg, for supplying the public buildings with water, according to the act of April twenty-eight, Anno Domini one thousand eight hundred and forty, the sum of six hundred dollars; and also, for gas for the public buildings and walks, such amount as may be found due the Harrisburg gas company, on the contract with the company, and upon a regular account being rendered to the auditor general, who is hereby authorized to examine and settle the same, in the same mode and manner as other accounts are settled in said department, in pursuance of its charter and supplement, to be paid on the warrant of the auditor general.

Public buildings and grounds.

SECTION 29. For the superintendent and watchman of the public buildings and grounds, the sum of three dollars and fifty cents per day, during the period of his appointment, and for the necessary repairs to the public buildings and grounds, wages of laborers employed on the same, seventeen thousand nine hundred dollars, or so much thereof as may be necessary; and for new furniture, and carpeting the executive mansion, the sum of two thousand dollars, to be expended by the superintendent, the accounts to be settled, by the auditor general, in the usual manner; and that the clerks of the two houses be and they are hereby authorized to make all necessary repairs to the capitol building, except the new library rooms, the amounts to be settled, in the usual manner, by the auditor general, and paid upon the joint order of said clerks.

Sergeant-at-arms of the House of Representatives.

For the sergeant-at-arms of the House of Representatives, for serving the speaker's writ upon the sheriff of Lancaster county, directing the special election for member of the House of Representatives, for that county, the usual fees and mileage, to be paid upon the certificate of the speaker of the House.

Edward G. Lee.

For Edward G. Lee, for services and expenses, in visiting and examining the western charitable institutions claiming aid from the state, the sum of one hundred dollars.



For the secretary to the commissioners for the sale of agricultural land scrip, for two years' services, ending May thirty-first, one thousand eight hundred and sixty-six, six hundred dollars.

Secretary of  
commissioners  
for sale of agri-  
cultural land  
scrip.

To E. Hastings, for renewing the meridian line of Dauphin county, which was displaced by the extension of the capitol, one hundred dollars, or so much thereof as may be necessary. That the superintendent of public buildings and public grounds, under the direction of the governor, be and he is hereby authorized to continue the iron fence, from the corner of North street, along High street, on the eastern front of the capitol, to the intersection of Fourth street; the expense thereof to be paid out of any money, in the treasury, not otherwise appropriated, the accounts to be settled, with the auditor general, in the usual manner: *Provided*, The cost of the same shall not exceed fifteen thousand dollars.

E. Hastings.

Iron fence on  
High street.

For the Soldiers' National cemetery, at Gettysburg, to equalize Pennsylvania with the other states, contributing to the support thereof, two thousand dollars, or so much thereof as is necessary.

Soldiers' Na-  
tional cemetery

For the Soldiers' Home, in the city of Philadelphia, the sum of five thousand dollars.

Soldiers' Home,  
Philadelphia.

For Rev. John W. Davis, for one year's services as chaplain at Camp Curtin, six hundred dollars.

John W. Davis.

To C. A. Boas, for winding and oiling the clock, on the capitol, for one year, ending January first, one thousand eight hundred and sixty-six, and for repairing the same, the sum of one hundred and twenty-five dollars, to be paid on an account certified by the clerks of the two houses.

C. A. Boas.

SECTION 30. For George Bergner, eleven dollars per page for the Legislative Record, published during the present session of the legislature, as per contract, the amount to be certified by the superintendent of public printing, and upon such certificate, the state treasurer shall pay the same; and for making an index to the same, the further sum of two hundred dollars is appropriated to the publisher of the record: *Provided*, That the making of the index does not detain the forwarding of the bound copies more than four weeks after the adjournment of the legislature; and the said publisher is hereby authorized to continue the publication of said record at the next session of the legislature, under the terms and conditions of the existing contract, until the two houses otherwise order, or a new contract is made for such publication.

Geo. Bergner,  
publisher of  
Record.

Proviso.

SECTION 31. For the fire companies of the city of Harrisburg, the sum of seven hundred dollars, to be distributed, in equal amounts, to and among said companies.

Fire companies,  
Harrisburg.

SECTION 32. For transcribing for the committee of ways and means, to be paid on the order of the chairman, the sum of thirty dollars; for transcribing for finance committee of the Senate, to be paid on the order of the chairman, the sum of thirty dollars.

Transcribing  
for committees.

SECTION 33. That the state treasurer is hereby authorized and directed to pay each of the chief clerks of the Senate and House of Representatives, the usual per diem for ten days' service, after the close of the session, and the usual per diem

Miscellaneous  
expenses of  
chief clerks of  
Senate and  
House, &c.

to three additional officers, who may be kept by each clerk, to assist him in his duties; and to the chief clerk, of the Senate and House, for the expense of indexing the journals, the sum of one hundred and fifty dollars each; and for miscellaneous expenses of the chief clerks of the Senate and House of Representatives, attendant upon their duties during the recess, each the sum of two hundred dollars; and that the pasters and folders of the House shall be entitled to the same compensation as the assistant door-keepers.

Pasters and folders.

John A. Smull.

SECTION 34. For the payment of John A. Smull, for his services to the House of Representatives, as an assistant clerk, for the present session, and for services during the recess, filing away and taking charge of the papers and documents, the sum of one thousand dollars; and it shall be his duty to receive, from the state printers, the bound copies of the Daily Record, and forward the same to the address of the members of the legislature, as soon as practicable after the adjournment; and he shall also receive the same additional compensation, as is allowed to the clerks by this act.

Pages.

SECTION 35. That the state treasurer is hereby authorized to pay to the chief clerk, of the Senate and House of Representatives, the sum of one dollar and twenty-five cents per day, for each of the pages employed by the Senate and House, during the present session, the vouchers for the same to be furnished in the usual manner.

Keepers of closets, &c.

SECTION 36. That the state treasurer is authorized to pay to the persons engaged in cleansing and keeping in order the closets and basements of the capitol, and the door-keepers, in the rotunda and capitol extension, and to the firemen, having in charge the furnaces in the basement of the same, the same compensation as the assistant door-keepers, the number of days to be certified to by the clerks of the two Houses.

Firemen.

Reward offered for arrest of certain parties.

SECTION 37. For the payment of a reward offered by the clerks of the Senate and House, for the arrest of parties engaged in stealing the copper conductors attached to the capitol buildings, the sum of one hundred dollars, to be paid to the parties entitled to said reward, by the state treasurer, on the order of said clerks.

Packing and distributing the Daily Record.

SECTION 38. For the payment of express charges, packing and distributing bound copies of the Daily Legislative Record, and for the expense of folding and mailing the back numbers of the Daily Record for the members of the House of Representatives, the sum of four hundred dollars, or so much thereof as may be necessary, to be disbursed by the clerk of the House of Representatives; and for the payment of express charges, packing and distributing bound copies of the Legislative Record, and for the expense of folding and mailing the back numbers of the Daily Record for the members of the Senate, the sum of three hundred dollars, or so much thereof as may be necessary, to be disbursed by the clerk of the Senate; and to the several officers of the Senate and House of Representatives, whether elected, or appointed, except the speaker and pages, an extra allowance, as follows, viz: to the chief clerks, assistant clerks and transcribing clerks, the sum of one hundred and fifty dollars, and to each of the other officers,

Extra compensation to officers of the legislature, &c.

the sum of three hundred dollars, in addition to the pay and salary now allowed by law, for services during the present session; to the several pages, the sum of thirty dollars extra, and to the several women, employed by the clerks of the two Houses, to cleanse the halls, the sum of twenty dollars extra.

SECTION 39. That all annual salaries, herein provided for, and also all appropriations to penitentiaries and houses of refuge, and charitable institutions, shall be paid quarterly, at the office of the state treasurer, unless otherwise provided by law; and that no money appropriated by this act, for any specific object, shall be applied to any other, in any of the charitable institutions, penitentiaries, or houses of refuge.

SECTION 40. That for expenses incurred, under authority of a resolution of the House, directing certain mail matter to be sent by the express, for the members of the House, the sum of eight hundred dollars, or so much thereof as may be necessary, to be paid to the clerk of the House; and to the clerk of the Senate, the sum of three hundred dollars, for the same purpose; to Jacob Styer, for services as librarian, and for twenty-five days extra service, during the recess, at the same rate as a transcribing clerk, including the extra compensation, the said librarian to place forty copies of the Daily Legislative Record at the public bindery, to be bound, thirty-five copies for the use of the senators and principal clerks, four copies for the state library, and one to be reserved for the use of the Senate, and to be distributed to the senators and clerks, with the laws and journals, by the secretary of the commonwealth; and to John A. Smull, the sum of two hundred dollars, for taking charge of the archives of the House of Representatives, during the recess of one thousand eight hundred and sixty-five, and two hundred dollars to Jacob Styer, for similar services, on the part of the Senate, during the recess of one thousand eight hundred and sixty-six, and the further sum of one hundred and fifty dollars for expenses incurred, and labor performed, in removing and fitting up the Senate library; and fifty dollars to Charles Williams, for extra services, in the transcribing room of the Senate.

SECTION 41. To William L. Cooper, for services rendered the House of Representatives, and to Ebenezer Williams, assistant librarian of the Senate, the same pay and extra compensation of a transcribing clerk, during the present session.

SECTION 42. For the salary of assistant postmaster of the House of Representatives, the same compensation as a transcribing clerk, and to the messenger and assistant messenger of the Senate, each, who act as postmasters for the Senate, and to Andrew B. McLean, messenger to the Senate committee rooms, the same pay as a transcribing clerk; and in addition to the compensation hereinbefore, or hereinafter, provided for, every officer of the legislature, shall receive the further sum of fifty dollars, for services during the present session; and that the daily pay of all the officers, whether elected, or appointed, shall be three dollars per day.

SECTION 43. For John Addicks, engineer and machinist, in charge of the heating apparatus for the halls and committee

Salaries and appropriations, how to be paid.

Packing and distributing documents.

Jacob Styer.

John A. Smull.

Jacob Styer.

Chas. Williams.

Wm. L. Cooper and Ebenezer Williams.

Assistant postmaster.

Andrew B. McLean.

John Addicks.



rooms, the same compensation as an assistant door-keeper, the number of days to be certified by the clerks of the two houses.

John A. Danks. SECTION 44. For the payment of Reverend John A. Danks, member of the House of Representatives, for extra services in the House of Representatives, the sum of three hundred dollars.

Deaf and dumb. SECTION 45. For the instruction of indigent pupils in the Pennsylvania institution for the instruction of the deaf and dumb, thirty-five thousand dollars, to be paid in proportion to the number of indigent pupils, from the several counties of the commonwealth, at the rates prescribed by law, the evidence of which is to be presented to the state treasurer; and the further sum of four thousand one hundred and nineteen dollars and seventy cents, for deficiency in appropriation for the year one thousand eight hundred and sixty-five.

Blind. SECTION 46. For the Pennsylvania institution for the instruction of the blind, the sum of thirty thousand two hundred and fifty dollars, to be paid in proportion to the number of indigent pupils, from the several counties of the commonwealth, at the rates prescribed by law, the evidence of which is to be furnished to the state treasurer; and the further sum of fifteen thousand dollars for the construction of new, or the extension of old buildings.

Western Pennsylvania hospital. SECTION 47. For the Western Pennsylvania hospital, fifteen thousand dollars, to be applied to the salaries of officers; and the further sum of sixty-seven thousand six hundred dollars, for the completion of the western extension of said hospital, and inclusive of one thousand dollars for amount due architect, six hundred dollars for insurance, and six thousand dollars for loss in keeping patients, during the past two years.

Pennsylvania State Lunatic hospital. SECTION 48. For the Pennsylvania State Lunatic hospital, at Harrisburg, for the payment of salaries and wages, and for repairs to the building and machinery, and for the support of the house, the sum of sixteen thousand dollars.

Feeble minded children. SECTION 49. For the Pennsylvania training school for feeble-minded children, at Media, in the county of Delaware, the usual sum for each pupil, as provided by the act of incorporation: *Provided*, That the number of said pupils shall not exceed eighty; and for re-fitting and re-furnishing buildings, the further sum of five thousand dollars; and the said school is authorized to charge fifty dollars per annum, in addition to the sum now allowed by law, for the maintenance of each pupil, during the present year.

Eastern penitentiary. SECTION 50. For the payment of the salaries of the officers of the Eastern penitentiary, the sum of thirteen thousand eight hundred dollars, in equal quarterly payments, on or before the fifteenth day of the months of June, September and December, Anno Domini one thousand eight hundred and sixty-six, and March, Anno Domini one thousand eight hundred and sixty-seven, and the additional sum of four thousand dollars for the payment of an additional sum to each officer; and for each discharged convict from the city of Philadelphia, or whose residence is within fifty miles thereof, the sum of five dollars, and ten dollars to each convict, whose residence or settlement is fifty miles, or over, from the penitentiary; and for books



and stationery, for the use of the convicts, six hundred and fifty dollars, to be expended under the direction of the warden, or so much thereof as may be necessary, and to be accounted for to the auditor general.

SECTION 51. For the payment of the salaries of the officers of the Western penitentiary, the sum of sixteen thousand nine hundred dollars, to be paid in equal quarterly payments, on and after the fifteenth day of the months of June, September and December, Anno Domini one thousand eight hundred and sixty-six, and March, Anno Domini one thousand eight hundred and sixty-seven; and for each discharged convict, whose residence or settlement is within fifty miles of said penitentiary, the sum of five dollars, and ten dollars to each discharged convict, whose residence, or settlement, is fifty miles, or over, from said penitentiary. Western penitentiary.

For repairs to roof of main building, four thousand dollars, and for repairs to hospital building, five thousand dollars.

For books and stationery for the use of the convicts, two hundred and fifty dollars, to be expended under the direction of the warden, or so much thereof as may be necessary, and to be accounted for to the auditor general.

SECTION 52. For the House of Refuge in Philadelphia, thirty thousand dollars. House of Refuge, Philadelphia.

SECTION 53. For the House of Refuge of Western Pennsylvania, in the county of Allegheny, forty-three thousand dollars, inclusive of thirteen thousand dollars for salaries, twenty thousand dollars for the erection of a new boiler house, and ten thousand dollars for the erection of a new gas house. House of Refuge, Allegheny county.

SECTION 54. For the Northern Home for friendless children, five thousand dollars. Northern Home for friendless children.

SECTION 55. For repairs to the powder magazine, in the Twenty-sixth ward of the city of Philadelphia, or so much thereof as may be required, the sum of five hundred dollars; to the Antietam National cemetery, the sum of five thousand dollars, to be drawn on the warrant of the governor, in such instalments as, in his judgment, may be required, in the progress of enclosing the grounds, and of raising and re-interring the remains of Pennsylvania soldiers in the same. Repairs to powder magazine.  
Antietam National cemetery

SECTION 56. That thirty-nine thousand dollars, or so much thereof as may be necessary, be appropriated to finish and furnish the library room, in the capitol extension, to be expended by the librarian, with the approval of the governor, the auditor general and state treasurer. Library room.

SECTION 57. That all the institutions to which appropriations are made by this act, not now required, by law, to report and account for appropriations, shall make a detailed report, specifying the items, under oath of one or more of its principal officers, of the expenditures of said appropriations, to the legislature, before the first day of February, one thousand eight hundred and sixty-seven. Institutions to make reports of expenditures.

SECTION 58. That the sum of five hundred dollars is hereby appropriated, for the purchase of a portrait of the present governor, to be placed in the executive department, to be expended under the direction of the chairman of the Senate committee on the library. Portrait of governor.

Painting of battle of Gettysburg.

SECTION 59. That the joint committees of the Senate and House of Representatives, appointed for the purpose, in connection with the governor, are hereby authorized and empowered to procure, for the state, a painting of the battle of Gettysburg, with authority to obtain studies, and contract for such painting; and the governor is authorized to draw the moneys required, by his warrants upon the state treasurer.

Gov. A. G. Curtin.

For Gov. Andrew G. Curtin, for extraordinary expenses, during the late war for the suppression of the rebellion, three thousand dollars.

Geo. Bergner.

To George Bergner, for amount paid by him for express charges, for the House of Representatives, one hundred and twenty-one dollars and seventy-five cents.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 69.

## An Act

To amend the revenue laws of the Commonwealth.

Tax of one per cent., upon bank stock, authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall be the duty of the cashier of every bank, in this Commonwealth, whether incorporated under the laws of this State, or of the United States, to collect, annually, from every stockholder of said bank, a tax of one per centum, upon the par value of the stock, held by said stockholder, and to pay the same into the State Treasury, on, or before, the first day of July, in every year hereafter, commencing on the first day of July, Anno Domini one thousand eight hundred and sixty-six, and the said stock shall be exempt from all other taxation, under the laws of this Commonwealth.

Railroad, canal, and transportation companies to pay tax of three-fourths of one per centum upon gross receipts.

SECTION 2. That in addition to the taxes now provided for by law, every railroad, canal, and transportation company, incorporated under the laws of this Commonwealth, and not liable to the tax upon income, under existing laws, shall pay to the Commonwealth a tax of three-fourths of one per centum, upon the gross receipts of said company; the said tax shall be

paid semi-annually, upon the first days of July and January, commencing on the first day of July, one thousand eight hundred and sixty-six; and for the purpose of ascertaining the amount of the same, it shall be the duty of the treasurer, or other proper officer, of said company, to transmit to the Auditor General, at the dates aforesaid, a statement, under oath, or affirmation, of the amount of gross receipts of the said company, during the preceding six months; and if any such company shall refuse, or fail, for a period of thirty days after such tax becomes due, to make said return, or to pay the same, the amount thereof, with an addition of ten per centum, thereto, shall be collected for the use of the Commonwealth, as other taxes are recoverable, by law, from said companies.

SECTION 3. The revenue, derived under the second section of this act, shall be applied to the payment of the principal and interest of the debt, contracted under the act of fifteenth May, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to create a loan and to provide for arming the State." How revenue, derived under second section, to be applied.

SECTION 4. From and after the passage of this act, the real estate of this Commonwealth shall be exempt from taxation for State purposes: *Provided*, That this section shall not be construed to relieve the said real estate from the payment of any taxes, due the Commonwealth, at the date of the passage of this act. Real estate exempt from State tax. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 70.

## A Supplement

To an act, entitled "An Act relating to the agencies of foreign insurance," approved the ninth of April, Anno Domini one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain statements to be endorsed by presidents of companies.

That the statement required, as per section forty-one, by the auditor general, of the agent of all companies, doing business in this commonwealth, for the purpose of better enforcing of the provisions of this act, must, in all cases, be endorsed by the president of the company, for which such agent is authorized to act, stating that the whole amount of business done by said company, in this commonwealth, is faithfully and truly reported.

Persons transacting any business for foreign insurance companies, without authority, to be fined five hundred dollars.

SECTION 2. That any person, or persons, receiving premiums, or forwarding applications, or in any other way transacting business, for any fire, life, or marine insurance company, incorporated by any other state of the United States, or foreign countries, without having received authority so to act, for such company, agreeably to the provisions of the act, to which this is a supplement, or in any other way violating the provisions of the same, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined, at least, five hundred dollars for each offence, to be recovered and collected in the name of the people of the state; one-half of said fine to be paid into the treasury of the state, and the other half to the informer, or party prosecuting; any company doing business, by receiving applications, or forwarding policies to any person, not duly authorized to act as agent, shall also be fined, in a like sum of five hundred dollars, for each offence, and be prohibited from doing business, in this state, until a fine, or fines, be fully paid.

Companies to be fined in a like sum, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 71.

## An Act

To authorize the proper authorities of the several counties, cities and boroughs, of this commonwealth, to settle and compromise claims and suits arising out of their subscriptions to the stock of railroad companies.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the proper authorities of the several counties, cities and boroughs, of this commonwealth, shall have full power and authority, in all cases of unsettled claims and disputes, between said counties, cities, or boroughs, and any railroad company, arising out of former subscriptions to the stock of such company, or between said counties, cities or boroughs, and persons claiming to hold the title of such county, city, or borough, in said railroad stocks, as purchasers thereof, at judicial sales, to bring, or defend, settle, or compromise, all such claims, actions and suits, whether with said railroad companies, or with such persons as claim to hold the stocks of said municipal corporations, as purchasers thereof, at judicial sales, and to employ counsel for such purposes, and also to sell and dispose of the title of such municipal corporations, in railroad stocks, so, as aforesaid, claimed by purchasers thereof, at judicial sales, on such terms as said authorities may deem proper.

City, county and borough authorities empowered to settle and compromise certain claims, &c.

SECTION 2. That in all cases where such settlement, or compromise, may have been heretofore effected, or where such sales may have been made, by said municipal authorities, to one of their own number, for a valuable consideration paid, for the purpose of raising money, to re-settle the railroad indebtedness of such municipal corporations, such settlements, or sales, shall be regarded as valid, to all intents and purposes.

Settlements, heretofore effected, legalized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 72.

## A Further Supplement

To an act, entitled "An Act to consolidate, revise and amend the penal laws of this Commonwealth," so far as relates to the duties of district attorneys.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That if any district attorney, within this commonwealth, shall neglect, or refuse, to prosecute, in due form of law, any criminal charge, regularly returned to him, or to the court of the proper county; or if, at any stage of the proceedings, the

district attorney, of the proper county, and the private counsel, employed by the prosecutor, should differ, as to the manner of conducting the trial, it shall be lawful for the prosecutor to present his, or her, petition to the court of the proper county, setting forth the character of the complaint, and verify the same, by affidavit; whereupon, if the court shall be of the opinion that it is a proper case for a criminal proceeding, or prosecution, it shall be lawful for it to direct any private counsel, employed by such prosecutor, to conduct the entire proceeding, and where an indictment is necessary, to verify the same, by his own signature, as fully as the same could be done by the district attorney; and this act shall apply to all criminal proceedings, heretofore commenced, and still pending, as well as to those which shall be instituted hereafter.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 73.

## An Act

To legalize the liquidation of judgments in foreign attachments, since the eighth of May, Anno Domini one thousand eight hundred and fifty-five.

WHEREAS, The act of assembly, of the eighth day of May, Anno Domini one thousand eight hundred and fifty-five, changed the method of liquidating judgments, in foreign attachments, and the provisions of the said act escaped the attention of the court and bar of some counties, so that they continued to liquidate judgments in the old way; for remedy whereof, this act is passed;

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all judgments in foreign attachments, heretofore liquidated, in accordance with the law and practice, as it was previous to the act of eighth of May, Anno Domini one thousand eight hundred and fifty-five, are hereby declared to be valid and binding judgments, the same as if they had been liqui-

dated, according to the provisions of the said last mentioned act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 74.

## An Act

To authorize an additional law judge for the court of common pleas, for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That there shall be an additional associate law judge of the court of common pleas, for the city and county of Philadelphia, who shall have and exercise all the powers and authorities, receive all the emoluments, be entitled to all the privileges, and be subject to all the restrictions and provisions affecting the other associate law judges of the said court.

E. W. DAVIS,  
Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 75.

## A Supplement

To an act for the regulation and continuance of a system of education, by common schools, approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, so much of the thirty-ninth section of said act, as designates the first Monday of May, as the time for the election of county superintendent, be changed to the first Tuesday in May; and so much of said section, as is inconsistent herewith, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 76.

## A Supplement

To an act, entitled "An Act increasing the fees of justices of the peace, aldermen and constables, in certain counties of this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, to which this a supplement, shall be extended until the first day of June, one thousand eight hundred and sixty-eight, and shall embrace all the counties of the commonwealth, except the city of Philadelphia, and the counties of Lancaster, Washington, Allegheny, Erie,



Crawford and Chester, and the fees of aldermen, in the city of Harrisburg.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 77.

## An Act

To provide for the payment of gratuities and annuities to the soldiers of the war of one thousand eight hundred and twelve, and to their widows.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter all applicants for gratuities, annuities, or pensions, on account of services rendered as a soldier, in the war of one thousand eight hundred and twelve, or as the widow of such a soldier, shall be made to the auditor general, who shall require the applicant to make an affidavit that he served, at least two months, as a soldier in said war, or that he was wounded, or otherwise disabled, whilst in said service; that he was at the time, and now is, a citizen of Pennsylvania, and that he is, at the time of making application, in necessitous circumstances; the auditor general shall also require additional proof, by one disinterested and credible witness, or by such other evidence as may be satisfactory to the auditor general, that the facts, set forth in the affidavit of the applicant, are true and correct, and that the witness has no pecuniary interest in the prosecution of the claim; such proof being made, to the satisfaction of the auditor general, he is hereby authorized and required to so certify to the state treasurer, who shall thereupon pay to said applicant, or his order, out of any moneys in the treasury, not otherwise appropriated, a gratuity of forty dollars, and thereafter an annuity of forty dollars, commencing on the first day of January preceding the said application; which annuity shall be paid semi-annually, on the first day of January and the first day of July, in each year, and shall continue during the natural life of said applicant.

Applications for gratuities, &c., to be made to the auditor general.  
Form required.

Auditor general to certify to state treasurer.

Amount and times of payment.

Certain affidavits required, in cases of widows.

SECTION 2. That in case the applicant is a widow of a soldier, the auditor general shall require, beside the affidavit of the said applicant, to the facts set forth in her claim, proof, by one credible witness, that he, or she, is personally acquainted with her, and that the witness knew her deceased husband, and that the witness knew that he did serve, at least two months, as a soldier, in the war of one thousand eight hundred and twelve, or that he was killed, wounded, or otherwise disabled, whilst in said service; that the applicant was his wife, and lived with him, as such, until his death; that she is now a widow, and in necessitous circumstances, or such other evidence as may be satisfactory to the auditor general; when such proof is furnished, the auditor general shall certify, to the state treasurer, that the applicant is entitled to the benefits of the provisions of the first section of this act: *Provided however*, That should said widow again marry, after making the application, the annuity shall thereafter cease.

Proviso.

Penalty for false swearing.

SECTION 3. Should any person, or persons, swear falsely in regard to the facts, required to be established by this act, he, she, or they, shall be guilty of perjury, and liable to prosecution, the same as if the perjury had been committed in a legal proceeding.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 78.

## A Supplement

To an act increasing the fees of the several county officers of this commonwealth, except in the city of Philadelphia, and the counties of Allegheny, Bradford, Susquehanna and Sullivan, approved March thirtieth, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of the act, to which this is a supplement, be and the same are hereby extended for the period of one year: *Provided*, That the provisions of said act shall hereafter extend to the county of Susquehanna: *And provided*

*further*, That the provisions of this act shall not extend to the county of Venango.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 79.

## An Act

To exempt persons who have been in the military service of the United States, and been honorably discharged therefrom, from the payment of bounty and *per capita* tax, and militia fines.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons, who have been mustered into the military service of the United States, and have served therein for a period of not less than nine months, in the war to suppress rebellion, and their property, and those persons who have been discharged from said service, on account of wounds, or physical disability, contracted in such service, and their property, and the widows and orphans of such persons, and their property, shall be exempt from the payment of all bounty and *per capita* tax levied, or to be levied, for paying bounties to volunteers, in the several counties of this commonwealth, and such persons shall also be exempt from the payment of militia fines.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 80.

*An Act*

Regulating the mode of voting at all elections, in the several counties of this commonwealth.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Mode of voting regulated.

That the qualified voters of the several counties of this commonwealth, at all general, township, borough and special elections, are hereby, hereafter, authorized and required to vote, by tickets, printed, or written, or partly printed and partly written, severally classified as follows: One ticket shall embrace the names of all judges of courts voted for, and to be labelled, outside, "judiciary;" one ticket shall embrace the names of all state officers voted for, and be labelled, "state;" one ticket shall embrace the names of all county officers voted for, including office of senator, member, and members of assembly, if voted for, and members of congress, if voted for, and be labelled, "county;" one ticket shall embrace the names of all township officers voted for, and be labelled, "township;" one ticket shall embrace the names of all borough officers voted for, and be labelled, "borough;" and each class shall be deposited in separate ballot-boxes.

First section to be published.

**SECTION 2.** That it shall be the duty of the sheriffs, in the several counties of this commonwealth, to insert in their election proclamations, hereafter issued, the first section of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 81.

## A Further Supplement

To an act, entitled "An Act to enable joint tenants, tenants in common, and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same," approved April twenty-first, one thousand eight hundred and fifty-four, authorizing the issue of preferred stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That every company, heretofore, or hereafter, incorporated, under the provisions of the act of April twenty-first, one thousand eight hundred and fifty-four, and the various supplements thereto, may, by a vote of three-fourths of the general stockholders, at a meeting, duly called for the purpose, issue two kinds of stock, namely, general stock and special stock; the special stock shall, at no time, exceed one-half of the stock of the corporation, and shall be subject to redemption, at par, after a fixed time, to be stated in the certificates; holders of such special stock shall be entitled to receive, and the corporation shall be bound to pay thereon, a fixed, or half-yearly, sum, or dividend, to be expressed in the certificates, not exceeding four per centum, and they shall, in no event, be liable for the debts of the corporation, beyond their stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 82.

**An Act**

To revive and continue an act, entitled "An Act to provide for the election of an additional law judge of the court of common pleas, in the Sixth judicial district," passed the seventeenth day of April, one thousand eight hundred and fifty-six.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, passed the seventeenth day of April, one thousand eight hundred and fifty-six, authorizing the election of an additional law judge, in the Sixth judicial district, and the supplements thereto, be and are hereby revived and continued; and the qualified voters of the several counties, in said district, shall, at the next general election, in the manner prescribed by law, for the election of the president judge, elect one person, learned in the law, to serve as an additional judge of the several courts, in the said district, who shall be commissioned, in the same manner, and for the same term, prescribed in the first section of the original act

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 83.

**An Act**

To amend the fee bill, as to constables, in the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees to be received by constables, in the city of Philadelphia, shall be as follows: For executing warrant, on behalf of the common-

wealth, one dollar; for taking body into custody, or conveying to jail, on *mittimus*, or warrant, one dollar; for arresting a vagrant, disorderly person, or other offenders against the laws, (without process,) and bringing before a justice, seventy-five cents; for levying a fine, or forfeiture, on a warrant, fifty cents; for serving *subpoena*, fifty cents; for taking the body into custody, on *mittimus*, where bail is afterwards entered, before the prisoner is delivered to the jailor, one dollar; for serving summons, notice on referee, suitor, master, or mistress, or apprentice, personally, each fifty cents; for serving, by leaving a copy, fifty cents; for executing attachment, personally, fifty cents; for arresting, on *capias*, one dollar; for taking bail bond on *capias*, or for delivery of goods, fifty cents; for notifying plaintiff, where defendant has been arrested on *capias*, to be paid by plaintiff, twenty-five cents; for executing landlords' warrants, fifty cents; for taking inventory of goods, (each item,) two cents; for levying, or distraining, goods, and selling the same, for each dollar, not exceeding one hundred dollars, three cents, and for each dollar, above one hundred dollars, two cents, (and one-half of said commission shall be allowed, where the money is paid after levy, without sale, but no commission shall, in any case, be taken on more than the real debt, and then only for the money actually received by the constable, and paid over to the creditor;) for advertising the same, one dollar; for copy of vendue paper, when demanded, (each item,) two cents; for putting up notice of distress, at mansion house, or at any other place on the premises, twenty-five cents; for serving *scire facias*, personally, fifty cents; for serving, by leaving a copy, fifty cents; for executing bail piece, one dollar; for traveling expenses, on an execution returned *nulla bona* and *non est inventus*, where the constable has been at the defendant's last residence, each mile, circular, ten cents; for traveling expenses, in all other cases, each mile, circular, ten cents; for executing order for the removal of a pauper, seventy-five cents; for traveling expenses, in said removal, each mile circular, fifteen cents; for serving execution, fifty cents; for serving execution, on a writ of restitution, two dollars; for serving execution, on a writ of possession, two dollars; for serving summons, in landlord and tenant proceedings, one dollar; for serving notice, in landlord and tenant proceedings, fifty cents; for taking inventory of goods, on an execution, (each item,) two cents; for serving search warrant, one dollar; for serving *capias* execution, one dollar; constable and appraisers, personally, each one dollar on appraisement.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 84.

## A Supplement

To the act, entitled "An Act ceding to the United States of America the right of exclusive legislation over League Island, in the Delaware river, in the county of Philadelphia," approved the tenth day of February, Anno Domini one thousand eight hundred and sixty-three.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in order to vest, in the United States of America, the complete title and jurisdiction, for naval and national uses, over all League Island, and its appurtenances, with the water-basin, or channel, between it and the main land, together with the northerly shores thereof, hereinafter mentioned, the consent of this commonwealth is hereby granted to the United States of America, in any manner, to accept, purchase, or acquire, title to the same, and particularly to all, and any part of the land, situate on the northerly shore of the inland back channel, or water-way, (between the Delaware and Schuylkill rivers,) which now separates, or heretofore divided, League Island from the main land: *Provided,* That the width, or extent, of the land necessary, or convenient, for the exclusive use, protection and control of the said back channel, or water-basin, and so to be acquired, may be determined, at any time, by, or on behalf of, the secretary of the navy of the United States.

**SECTION 2.** That in case private agreement for the purchase shall fail to be effected with the owners of any lands, in just and full compensation to them, or any of them, for the property so to be taken for national uses, by this act, or the act to which this is a supplement, the court of common pleas of the county of Philadelphia, on application thereto, by petition, on the part of the city of Philadelphia, or other purchaser, for the uses hereinbefore-mentioned, shall appoint seven discreet and disinterested resident freeholders of the said city, in the manner provided by the eleventh section of the act of assembly of this commonwealth, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, who, after due public notice, qualification and examination, as therein directed, shall, in like manner, estimate and determine the fair value of all and singular the land and parcels of land, so proposed to be taken, for national uses, and shall designate the several owners thereof, so far as the same can be, by them, reasonably ascertained, and shall report the same to the said court; and their award shall be subject to appeal, further proceedings, or confirmation, as provided in the act of assembly, last-above recited; whereupon, after payment of the said several sums, unto any of the par-



ties so severally entitled, and who may execute conveyances therefor, or in case of disability, neglect, or disagreement, upon payment, into court, of any, or all, of the sums thus awarded for the benefit of the parties, in interest, the title to the land, thus paid for, shall become vested in the purchaser, for the United States; of which the deeds from the said parties, or an exemplification of the record of the said court, recorded in the office of the recorder of deeds, shall be the proper and sufficient evidence.

SECTION 3. Upon the acceptance, by the United States, of the said land, or any part thereof, according to the provisions of any act of Congress, heretofore made, or hereafter to be provided, a certificate, signed by the secretary of the navy of the United States, recorded in the office of the recorder of deeds, in and for the county of Philadelphia, shall be the proper and sufficient evidence of such acceptance; and thereupon, and thereafter, the sovereignty and right to exclusive jurisdiction, over all the said premises, shall be vested in the United States of America: *Provided*, That nothing herein contained shall be construed to interfere with the service of civil, or criminal, process, within the premises hereinbefore-mentioned.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 85.

## Supplement

To an act relating to landlords and tenants.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the powers and jurisdiction conferred upon justices of the peace, by the act, entitled "An Act relative to landlords and tenants," approved on the fifteenth day of December, Anno Domini one thousand eight hundred and sixty-three, are hereby conferred upon the several aldermen, in this common-

wealth ; any one of whom may act, with the like effect, as may be done by any justice of the peace, by virtue of said act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 86.

## An Act

Fixing a standard measure of coke, in the bituminous coal counties of this state.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the standard measure of coke, manufactured from bituminous coal, when sold by the bushel, shall be two thousand six hundred and eighty-eight cubic inches, and the standard weight, per bushel, shall be forty pounds.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 87.

## A Supplement

To an act, approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act empowering railroad companies to employ police force."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of the twenty-seventh of February, in the year of our Lord one thousand eight hundred and sixty-five, entitled "An Act empowering railroad companies to employ police force," be and the same are hereby extended to embrace all corporations, firms, or individuals, owning, leasing, or being in possession of, any colliery, furnace, or rolling mill, within this commonwealth; and that, upon the application of any such corporation, firm, or individual, the governor may appoint and commission policemen, under the provisions of the act, to which this is a supplement: *Provided*, That the words, "coal and iron police," shall be engraved upon the shields, to be worn by the policemen, appointed under this act, instead of the words, "railway police," as provided by the act, to which this is a supplement: *And provided further*, That the governor shall have power to decline to make any such appointment, sought to be made, under the provisions of this supplement, whenever the circumstances of the case, in his opinion, do not require it, and at any time, to revoke the commission of any policeman appointed hereunder.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 88.

*A Supplement*

To the act to accept the grant of public lands, by the United States, to the several states, for the endowment of agricultural colleges, passed the first day of April, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Payment of expenses of disposing of the land scrip authorized.

That the third section of the act, entitled "An Act to accept the grant of public lands, by the United States, to the several states, for the endowment of agricultural colleges," passed the first day of April, one thousand eight hundred and sixty-three, shall be so construed as to authorize the governor, auditor general, and surveyor general, as commissioners, in the performance of the duties devolved upon them by the said act, to direct the payment of the expenses of disposing of the said land scrip, out of any money in the treasury, not otherwise appropriated: *Provided*, That no more than one-third of the distributive shares of the said land scrip, donated to this state, shall be sold, under the provisions of this act.

Proviso.

Trustees of Agricultural college authorized to borrow money and secure the same by mortgage.

SECTION 2. That the board of trustees of the Agricultural college of Pennsylvania be and they are hereby authorized to borrow a sum of money, not exceeding eighty thousand dollars, at a rate of interest, not exceeding seven per cent., and taxes, with which to pay and consolidate all the debts of the institution, and to secure the same, by a mortgage upon the property thereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 89.

## An Act

To prevent the extension of disease among cattle.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall not be lawful for any person, who may own any cattle, or sheep, affected by the disease, known as the pleuropneumonia, or other contagious, or infectious, disease, to sell, or otherwise dispose of, any cattle, either alive, or slaughtered, from the premises, where such disease is known to exist, nor for a period of two months after such disease shall have disappeared from said premises. The sale of cattle, or sheep, affected by certain diseases, prohibited.

**SECTION 2.** That no cattle, or sheep, shall be allowed to run at large, in any township, or borough, where any contagious disease prevails; and the constables of such townships are hereby authorized and required to take up and confine any cattle, so found running at large, until called for, and until all costs are paid; and in townships where there are no constables, it shall be the duty of the township clerk to perform this service; and the said officers shall be entitled to receive one dollar for each head of cattle, so taken up; and any officer, who shall refuse to perform the duties of this act, shall be liable to a fine of ten dollars. The running at large of cattle, or sheep, where any contagious disease prevails, prohibited.

**SECTION 3.** Any person, offending against the provisions of the first section of this act, shall be guilty of a misdemeanor, and, upon conviction, be sentenced to pay a fine, not exceeding five hundred dollars, or undergo an imprisonment, not exceeding six months. Penalty.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 90.

*An Act*

To create an additional judicial district, to be called the Twenty-eighth judicial district of Pennsylvania.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

New judicial district created. That the counties of Mercer and Venango are hereby erected into a separate judicial district, to be called the Twenty-eighth judicial district; and it shall be the duty of the governor of this commonwealth, pursuant to the provisions of the constitution, to appoint and commission a gentleman of integrity, learned in the law, to be president judge of said district, who shall hold his office until the first Monday of December next.

Governor to appoint.

Election.

*SECTION 2.* That the qualified electors of the said Twenty-eighth district shall, on the second Tuesday of October next, elect a president judge of said district, according to the constitution and laws of this commonwealth, to hold his office for the term of ten years, from and after the first Monday of December next.

Salary, powers, &c., of judge.

*SECTION 3.* That the president judge, so appointed, as aforesaid, shall receive a like salary and compensation, and have and execute, all and singular, the powers, jurisdiction and authority of president judge of the courts of common pleas, oyer and terminer, and general jail delivery, orphans' court, and quarter sessions of the peace, in the said district, as are conferred on the president judge of the Eighteenth judicial district.

To be attached to Western district of supreme court.

*SECTION 4.* The said district shall be attached to the Western district of the supreme court, which court may, from time to time, fix and establish the return days of writs of error, to each of the counties thereof.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 91.

## An Act

Relative to the fees of district attorney, in certain counties of this commonwealth.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the fees now allowed by law, the district attorney, in and for the counties of Lawrence, Indiana, Jefferson, Dauphin, Crawford, Clearfield, Bradford, Wayne, Pike, Monroe, Carbon, Tioga, Luzerne, Butler, Lancaster, Lehigh, Northampton, Schuylkill, Elk, Warren, Susquehanna, Lycoming, Blair, Cumberland, Cambria, Westmoreland, Fayette, Adams, Franklin, York, Somerset, Potter, Lebanon, M'Kean and Clinton, shall receive, respectively, for drawing indictment, and prosecuting every offence, indictable only in the oyer and terminer, twelve dollars; for every such bill, returned *ignoramus*, six dollars; drawing bill of indictment, and prosecuting the same, in the quarter sessions, wherever the prosecutor, or the defendant, is sentenced, or required to pay the costs, or the costs are divided between them, seven dollars; drawing and prosecuting all other indictments, in the quarter sessions, five dollars; for every bill returned *ignoramus*, in the quarter sessions, and the prosecutor to pay the costs, five dollars; for every other such bill, returned *ignoramus*, three dollars; a case settled with leave of court, five dollars; every case of surety of the peace, five dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 92.

## An Act

For the further classification and more efficient collection of licenses from vendors of merchandize.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Classification of  
licenses of ven-  
dors of mer-  
chandize, rela-  
tive to.

That in addition to the present classification of licenses of vendors of merchandize, all dealers, who are esteemed and taken to effect annual sales, to the amount of five hundred thousand dollars, shall constitute class A, and pay three hundred and fifty dollars; those to the amount of one million of dollars, class B, and pay four hundred and fifty dollars; those to the amount of two millions of dollars, class C, and pay six hundred dollars; those to the amount of three millions of dollars, class D, and pay eight hundred dollars; those to the amount of four millions of dollars, class E, and pay nine hundred dollars; those to the amount of five millions of dollars, class F, and pay one thousand dollars.

Appraisers, in  
Philadelphia,  
to sit as board  
of appeal.

**SECTION 2.** That it shall be the duty of the appraisers of mercantile taxes, in the city of Philadelphia, on the day succeeding the first publication of the list of persons assessed, as liable to the payment of licenses, and for thirty days thereafter, to sit as a board of appeal, to whom, and within which time, all appeals may be taken, for any wrongful, or erroneous, assessment, and the decision of said appraisers shall be final, in fixing the liability of the person, or firms, so assessed; and that at the expiration of thirty days after said list shall have been finally adjusted, and placed in the hands of the city treasurer, the said treasurer shall appoint such a number of persons as he may elect, (not exceeding six,) for the honest and faithful discharge of whose duties he shall be liable, to whom he shall deliver his warrant, with duplicate, containing the names of all such persons, whose licenses are unpaid, authorizing and requiring them to demand and receive, from every person, or persons, in such duplicate named, the sum where-with such person, or persons, stands charged, together with ten per cent. additional; which per centage shall be retained, by the collectors, as their compensation for services rendered; that the said appraisers of mercantile taxes shall receive, for the classification of each person, in lieu of the compensation now fixed by law, the sum of sixty-two and a half cents, and the city treasurer shall be entitled to fifty cents, for issuing each license.

City treasurer  
to appoint col-  
lectors.

Compensation.

Penalty for non-  
payment of li-  
censes.

**SECTION 3.** That if any person, or firm, shall neglect, or refuse, to make payment of the amount due by him, her, or them, for such licenses, within thirty days from the time of demand, so made, it shall be the duty of the persons, aforesaid, to levy



such amount, by distress and sale of the goods and chattels, of such delinquent, giving five days' public notice of such sale, by written, or printed, advertisement, proceeding in such manner, and receiving therefor such compensation, as is now allowed to collectors of taxes, for similar services.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 93.

## An Act

To authorize the inspectors and warden of any of the penitentiaries to permit the use of tobacco, by convicts, as a reward for good conduct.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inspectors and warden, of either of the penitentiaries of the state, may permit any convict, in said penitentiary, to use tobacco, to a limited extent, as a reward for good conduct, on the part of any such convict, under such restrictions as may be prescribed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 94

## Supplement

To an act, entitled "An Act regulating railroad companies," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That no suit, or action, shall be brought against any railroad company, incorporated by the laws of this commonwealth, for damages, for right of way, or use and occupancy of any lands, by said company, for the use of their railroad, unless such suit, or action, shall be commenced, within five years after said lands shall have been entered upon, for the purpose of constructing said road, and within three years after said road shall be in operation: *Provided*, That any person, who would be sooner barred by this act, shall not be thereby barred for two years from the date hereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 95.

## An Act

Relating to railroads.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That whenever any judge, or judges, of election, appointed in accordance with the provisions of the fifth section of the general act regulating railroad companies, approved February nineteen, one thousand eight hundred and forty-nine, shall fail to attend the meeting of stockholders, and whenever any board

of directors shall neglect, or refuse, to appoint such judges, then, and in such case, it shall be consistent for the stockholders of any railroad company, at their annual meeting, to supply any vacancy, or to select proper persons to conduct the election for officers of the corporation, for the ensuing year.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

96.

## A Supplement

To an act, entitled "An Act regulating boroughs," approved the third day of April, Anno Domini one thousand eight hundred and fifty-one, to authorize courts to fix and change the places for holding general elections.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all cases in which any court of quarter sessions of this commonwealth shall declare any borough, incorporated by said court, a separate election district, the said court shall fix the place for holding the general elections therein, and the same shall continue to be the place for holding such elections, unless, and until, the same shall be changed, in the manner provided by existing laws.

Courts authorized to fix places for holding elections.

*SECTION 2.* That whenever the place for holding the general elections, in any borough, township, or other election district, within this commonwealth, has been, or shall, by reason of the destruction of the building used therefor, or by the conversion of the same from a public to a private use, be rendered unfit for holding such elections, it shall be lawful for the proper court to fix a place for holding such elections; subject, however, to be changed, in the mode provided, in and by the act, entitled "An Act in relation to establishing and changing the place for holding general elections, throughout the common-

Courts may change places for holding elections, in certain cases.

wealth," approved the twentieth day of April, one thousand eight hundred and fifty-four.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 97.

## A Supplement

To an act relating to the sale and conveyance of real estate, approved the eighteenth day of April, one thousand eight hundred and fifty three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in all cases where sales, mortgagings, or leasings, of any real estate, have heretofore been, or shall hereafter be, made, under the provisions of an act of assembly, entitled "An Act relating to the sale and conveyance of real estate," approved the eighteenth day of April, one thousand eight hundred and fifty-three, and the deeds, mortgages, or leases, made in pursuance of such sales, mortgagings, or leasing, have been acknowledged, before a justice of the peace, or other officer, having authority, under the laws of this commonwealth, to take the acknowledgment of deeds, and other instruments of writing therein, such deeds, mortgages and leases, shall be as valid and effectual, to all intents and purposes, as if the same had been acknowledged before the court, and in the manner specified in said act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 98.

*An Act*

Authorizing commissioner's clerks to administer oaths and affirmations.

WHEREAS, The commissioners of the several counties of the commonwealth are frequently subjected to difficulties, delays, and expense, for the want of some person duly authorized to administer oaths and affirmations, at their several offices; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the clerks of the commissioners of the several counties of this commonwealth shall have a general power to administer oaths and affirmations pertaining to the business of the commissioner's office.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 99.

*An Act*

Providing for the adjustment of all indebtedness between an old township, or townships, and a new township, or borough, erected therefrom.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That whenever a new township has been, or may hereafter be, erected, whether by a division of one township, or by uniting parts of two, or more, adjoining townships, and whenever a borough has been, or may hereafter be, erected out of any township, or parts of adjoining townships, the court of common pleas of the proper county, sitting in equity, shall have power, upon the application of the proper authorities of

Adjustment of indebtedness between townships, &c., relative to.

said borough, township, or townships, or either of them, by a suit, or suits, in equity, to adjust all matters of indebtedness between the said old township, or townships, and the said new township, or borough; and in the execution of any decree, in any such suit, or suits, the proper officers of the township, liable to pay, shall have power to levy separate rates of taxation, if necessary, on the said parts of townships, so erected into one.

Repeal.

SECTION. 2 That the first section of the act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act relative to the erection of new townships," which is supplied by this act, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 100.

## An Act

Relating to poor houses and lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

County commis-  
sioners author-  
ized to erect ad-  
ditional build-  
ings, in certain  
cases.

That in all cases where a poor house, or houses, have been, or hereafter shall be, erected in any county, or counties, under any law of this commonwealth, and the said buildings are found insufficient for the purpose of comfortably sheltering and maintaining the poor, sick, or insane, of the proper county, it shall be lawful for the county commissioners to erect new, or additional, buildings, for such purposes, or for hospitals, to prevent the spread of infectious diseases among those sent to such institutions: *Provided*, That before erecting any such new, or additional, buildings, the construction thereof shall be recommended by the directors of the poor, a grand jury, and the court of quarter sessions of the proper county.

Proviso.

May purchase  
additional land.

SECTION 2. Where the land connected with any poor house, within the state, shall be deemed insufficient for the comfortable and profitable maintenance and occupation of the poor, or where the land connected therewith shall be found to be useless, unnecessary, or unprofitable, it shall be lawful, in the

first-named instance, for the county commissioners, on the recommendation of the directors of the poor, a grand jury, and the court of quarter sessions, of the proper county, to purchase such additional quantity of land, not exceeding two hundred acres, and to take a deed, or deeds, therefor, in the name of the county, as shall be thought necessary; and in the second-named instance, on like recommendation, to sell, at public sale, after due notice, such part of the land held, as shall be thought unnecessary and unprofitable to be held, and execute a deed, or deeds, therefor, to the purchaser.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 101.

## Supplement

To an act, entitled "An Act providing additional remedies against trustees of a trust, created for life, or during marriage, and providing a remedy for the protection of their sureties," approved March twenty-seventh, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the petition, which, by the act of assembly to which this act is a supplement, "the sureties of trustees, or trustee, of a trust, created to continue for, or during, a life, or lives, or marriage," are authorized to present, may, in the event of the death of such sureties, or of any one of them, be presented by the personal representatives of such surety, or sureties, with like effect, in all respects, as if the petition had been presented by the deceased surety, or sureties, in his, or their, life-time.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 102.

**A Supplement**

To an act, entitled "An Act to consolidate, revise and amend the laws of this commonwealth, relating to penal proceedings and pleadings," passed the thirty-first day of March, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the judge, or court, before whom any writ of *habeas corpus* shall be returnable, shall have the power to issue subpœnas, and all other process, necessary to compel the attendance of witnesses.

SECTION 2. That the officer serving the process, and the witnesses in attendance, shall be entitled to the same mileage, fees and allowances, as for similar service and attendance before a justice of the peace; and the costs of service and attendance, on the part of the commonwealth, shall be paid by the proper county, and taxed as costs in the case.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 103.

**A Supplement**

To the act, entitled "An Act concerning the sale of railroads, canals, turnpikes, bridges and plank roads," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That all the provisions of the act, entitled "An Act concerning the sale of railroads, canals, turnpikes, bridges and plank



roads," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one, be and the same are hereby extended to slack water, or lock navigation companies, in this commonwealth; and all sales of the corporate property and franchises of such companies, heretofore made, since the passage of said act, under and by virtue of any process, or decree, of any court, of this state, if otherwise regular, shall be as valid and effectual as if such companies had been named in said original act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No 104.

## A Further Supplement

To an act to enable joint tenants, tenants in common, and adjoining owners of mineral lands, in this commonwealth, to manage and develop the same, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, authorizing the sale of bonds below par.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any company, organized under the provisions of the act, to which this is a supplement, and the several supplements thereto, shall determine to borrow, on loan, for the prosecution of its legitimate business, any sum, or sums, of money, which, by the supplement to said act, passed the twenty-seventh day of March, one thousand eight hundred and sixty-five, it is authorized so to do, and shall issue bonds, certificates of loan, or other evidence of indebtedness, secured by mortgage, for payment thereof, such company is hereby authorized to sell the same, at less than their par value; and any company which may have issued, or shall hereafter issue, any such bonds, certificates of loan, or other evidence of indebtedness, executed by such company, and has disposed of, or may hereafter dispose of, the same, at less than their par value, such transaction shall not be deemed usurious, or in violation of any law of this commonwealth, prohibiting the

taking of more than six per cent. interest: *Provided*, That the consent of a majority of the stockholders shall be obtained thereto, before sale of the bonds: *Provided*, That the provisions of this act shall not apply to the county of Luzerne.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 105.

## An Act

Relating to the payment of bounties to veteran volunteers.

### Preamble.

WHEREAS, At the beginning of the late rebellion, certain volunteers entered the military service of the United States, without receiving any local bounty:

*And whereas*, Many of said volunteers, while yet in said service, re-enlisted, for three years more, under general orders, number one hundred and ninety-one, current series, war department, Washington, D. C., dated June twenty-fifth, one thousand eight hundred and sixty-three, and its supplements:

*And whereas*, Many of said veteran volunteers, through a misunderstanding of an act of the legislature, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, have not been able to secure local bounties, from the proper authorities of the places to which they have given their credit; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Veteran volunteers to receive a local bounty of three hundred dollars.

That all veteran volunteers, who have been regularly re-enlisted and re-mustered, under general orders, number one hundred and ninety-one, from the war department, dated June twenty-fifth, one thousand eight hundred and sixty-three, and extending to April first, one thousand eight hundred and sixty-four, and who have not received any local bounty, nor given their credit to localities outside of this state, shall be paid a local bounty, of three hundred dollars, which shall be paid by the proper authorities of such counties, cities, wards, boroughs and townships, as received the credit of such veteran volun-

teers: *Provided*, That in case such credit be given to localities, or places, included in the limits of any township, such township, or the proper authorities thereof, shall pay said bounty: *And provided further*, That in cases where there has been any agreement, between any of said veterans, and the proper local authorities of any township, ward, or borough, for a less amount than three hundred dollars, and the said authorities have failed to levy and collect the tax, to pay the bounty agreed upon, in such cases, the said authorities shall not be required, under the provisions of this act, to levy and collect more tax than will be necessary to pay the sum, agreed upon by the parties.

Proviso.

Proviso.

SECTION 2. Transcripts from the records, in the adjutant general's office of this state, certified to by the adjutant general, as well as general orders from the war department, shall be received in evidence; and the place of residence, named in the re-enlistment and muster-in rolls, shall, in the absence of other evidence, be considered the place of credit.

Transcripts from records in the adjutant general's office, and orders from the war department, evidence.

SECTION 3. That the school directors, or other proper authorities, of each and every county, city, district, township, ward, or borough, in which such credits, for veteran volunteers, were received, and counted, in filling the quotas, under the several calls of the President of the United States, for troops, are hereby authorized and required to levy and collect a sufficient tax, to pay said veteran volunteers, or their heirs, or legal representatives: *Provided*, That said tax shall not be collected from officers and soldiers, now in the service of the United States, or who have been in such service, and have been honorably discharged therefrom, or widows and orphans, or widowed mothers, of such officers and soldiers, who may have died from wounds received, or disease contracted, while in said service.

School directors, or other proper authorities, authorized and required to levy and collect tax.

Exemptions.

SECTION 4. That if any soldier, non-commissioned officer, or private, who would have been entitled to receive said bounty, shall have died, before the passage of this act, or before the receiving of his money, the proper authorities shall pay the same to such person, or persons, as, by the laws of the United States, would have been entitled to bounties, given by the United States: *Provided*, That the provisions of this act shall not apply to the township of Spring, Crawford county.

In case of the death of veterans, payment to be made to parties entitled under the laws of the United States.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 106.

*An Act*

Compelling railroad and other corporations to pay counsel fees of plaintiffs, in certain cases.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where railroad, or other corporations, not municipal, shall be liable, either as principals, or guarantors, to pay the interest on bonds, the validity of which bonds shall have been established by a court of competent jurisdiction, and such corporations subject the holders of such bonds to the necessity of bringing suits to recover the said interest, the said corporation shall, in addition to the ordinary costs of suit, pay the fees of plaintiff's counsel, not exceeding ten per cent. on the amount recovered.

JAMES R. KELLEY,

Speaker of the House of Representatives.

- DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 107.

*An Act*

To incorporate the borough of Titusville, Crawford county, into a city.

Incorporation.

Name.

Powers and  
privileges.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inhabitants of the borough of Titusville, in the county of Crawford, as the said borough now extends, and is incorporated, are hereby constituted a corporation and body politic, by the name and style of the city of Titusville, and by the same name shall have perpetual succession, and they and their successors, by such name, shall, at all times forever, be able and capable, in law and in equity, to take, have, hold, purchase, receive,



possess and enjoy, by deed, gift, grant, demise, devise, bequest, or otherwise, lands, tenements, hereditaments, rights, liberties, franchises, goods, chattels, and effects and jurisdictions, to them and their successors, in fee simple, or for any other, or less estate, and the same lands, tenements, hereditaments, goods, chattels and effects, by such name to grant, convey, bargain, sell, alien, mortgage, pledge, charge and encumber, or demise and dispose of, at their will and pleasure, and by the same name shall be able and capable, in law and in equity, to sue and be sued, plead, or be impleaded, answer and be answered unto, defend and be defended, in all courts of record and elsewhere, and before aldermen, or justices of the peace, in all proper cases, and in all manner of suits, actions, complaints, bills, pleas, causes, answers, demurrers, matters and things, that to the said city, as a body politic and corporate, in law and in fact, shall and may appertain; and shall make, have and use one common seal, and the same, from time to time, may change, deface, alter and make anew. Seal.

SECTION 2. The city of Titusville shall be divided into four wards, as follows: Divided into four wards.

All that part of the said city, lying north of the centre of Pine street, and east of the centre of Franklin street, as the same are now and shall be laid out, to the full corporate limits of the city, shall constitute the First ward. Boundaries of the First ward.

All that part of said city, lying north of the centre of Pine street, and west of the centre of Franklin street, as the same are now and shall be laid out, to the full corporate limits of the said city, shall constitute the Second ward. Second.

All that part of said city, lying south of the centre of Pine street, and west of the centre of Franklin street, as the same are now and shall be laid out, to the full corporate limits of said city, shall constitute the Third ward. Third.

All that part of said city, lying south of the centre of Pine street, and east of the centre of Franklin street, as the same are now and shall be laid out, to the full corporate limits of said city, shall constitute the Fourth ward. Fourth.

SECTION 3. The legislative powers of said city shall be vested in one body, to be called the common council. The qualified voters of said city shall, at the annual election, on the third Friday of March next, elect two councilmen for each of said wards, one of whom shall serve for one year, and one for two years, to be determined by lot, between themselves, when assembled in council; and annually thereafter, one councilman shall be elected for each ward, to serve two years; members of the council shall be legal and qualified voters of said city, and be inhabitants of the ward, in which they are elected; where vacancies occur, by death, resignation, or removal from the ward, the council shall appoint a person, from the ward, in which such vacancies shall occur, having the necessary qualifications, to serve during the rest of the term, or until a successor shall be elected, by the voters, at the next election; the council shall have power to appoint such officers as are necessary for the transaction of business, and provide for the payment of their salaries. Election of councilmen.

Vacancies, how to be filled.

SECTION 4. The council of said city is hereby vested with

Ordinances,  
regulations,&c.

full power to ordain and establish, such ordinances and regulations, not repugnant to the laws and constitution of the United States, or of this commonwealth, as they shall deem expedient, or necessary, for the good government and welfare of the said city; to establish a police department, and, if necessary, a fire department, and to establish all necessary regulations for the same; to pass ordinances for the preservation of the public peace, the suppression of vice and immorality, the promotion of the public health, and, particularly, to enact ordinances for the following purposes:

Surveys of  
streets, alleys,  
&c.

I. To survey, lay out, enact and ordain, such streets, lanes, alleys, courts, common sewers, culverts, drains, as they may deem necessary.

Council to regu-  
late streets,  
sewers, pave-  
ments, &c.

II. To regulate the streets, lanes, alleys, common sewers, culverts, common grounds, foot-walks, pavements, curbs, gutters, and the heights, grades, widths, slopes and forms thereof; to regulate the filling, grading and paving of the streets, lanes, alleys and courts, and the widening and straightening thereof.

Grading and  
paving of side  
walks, &c.,  
relative to.

III. To require and direct the grading, curbing, paving and guttering of the side, or foot-walks, by the owner, or owners, of the lots of ground, respectively, fronting thereon.

IV. To cause the same to be done, on failure of owner, or owners, thereof, within a certain time, to be prescribed by ordinance, and to collect the cost of the work and materials, with twenty per centum advance thereon, from said owners; and on failure of said owner, or owners, to pay, the said council shall have power to direct the city attorney to file claims therefor, in the name of the city, in the court of common pleas, under the provisions of the laws relative to mechanics' liens, against the owner, or reputed owner, or owners, with the same effect, as to extent of lien, and legal proceedings, and sale, as in other cases under said laws; and the city shall recover costs, in said proceedings, and there shall be no exemption of property, from levy and sale, in such cases.

Foundations of  
buildings,  
vaults, drains,  
&c.

V. To pass ordinances regulating foundations of buildings, and party walls thereof, and respecting vaults, cess pools, sinks, drains, and partition fences.

Storage of pe-  
troleum, gun-  
powder, &c.

VI. To regulate, by ordinance, the storage of petroleum oil, and refined oil, whether in tanks, vats, or barrels, so as to conduce to the general safety; to regulate the storage and sale of gunpowder, fire works, and other inflammable, or dangerous, articles.

Obstructions  
and nuisances,  
relative to re-  
moval and  
abatement of.

VII. To prohibit, by ordinance, and to remove any obstructions, in any of the streets, roads, alleys, lanes, or courts, of the city; to abate any public nuisance, and require the removal of the same, by the owner, or occupier, of the grounds on which the same may be; in default of which, they may cause the same to be removed, using such force as may be necessary, and collect the costs thereof, by suit, from such owner, or occupier, with twenty-five per centum advance thereon, together with costs, in the manner in which debts, of like amount, are recoverable by law, and without the right of exemption of property from levy and sale, on execution.

VIII. To prohibit, by ordinance, the carrying on of any business, manufacture, art, trade, or occupation, that may be

noxious, or offensive, to the inhabitants, and to abate the same, with such force as may be necessary for the purpose, under the regulations mentioned in the last preceding paragraph.

IX. To pass such ordinances, as may be necessary, respecting the interment of deceased persons, within the city limits. Interment of the dead.

X. To pass ordinances providing for the regulation of seals, weights and measures, within the city, according to the standards of the commonwealth. Regulation of weights, seals and measures.

XI. To pass ordinances respecting markets, the hawking and peddling of market produce, and other articles, of any sort, within the city; to authorize the killing of dogs running at large, contrary to ordinance; to prohibit, and otherwise regulate, the running at large of horses, cattle, swine, geese, goats and other animals. Markets.  
Running at large of horses, cattle, &c., relative to.

XII. To regulate, or prohibit, the exhibition of theatres, circuses, plays, shows, mountebanks, jugglers, and all other exhibitions, within the limits of the city. Theatres, circuses, &c.

XIII. To provide a place, or places, for holding meetings of council, and for the transaction of all business, connected with the city, so that its officers may be properly accommodated, and the records and papers, belonging, or appertaining, to the said city, shall be securely and safely kept. Places for holding meetings of council, &c., relative to.

XIV. To appoint such number of policemen, together with a chief of police, as shall be necessary for the maintenance of the peace, order, protection and safety of the city, and its inhabitants, and the protection of public and private property, and to regulate the salaries of said officers, and to prescribe their duties; the chief of police shall execute the orders and warrants of the mayor, and make report to him, of his proceedings, once a week, at least, and shall have command of the policemen of the city. Policemen.

XV. To levy and collect, annually, a tax of one dollar upon the owner of one dog, and two dollars on the owner of one bitch, and in like proportion for any greater number. Tax on dogs.

XVI. To pass all needful ordinances, regulating the accumulations of manure, compost and the like, in barns, stables and stable yards, and other places. Accumulation of manure, &c., relative to.

XVII. To pass ordinances authorizing the police to abate all houses of ill-fame, and to close the same, after ejecting the inmates, and to bring all prostitutes before the mayor, or magistrates, for examination and committal, if necessary; but these remedies are hereby declared to be only auxiliary to the general laws of the commonwealth, and the remedies prescribed by those laws may be, nevertheless, invoked. Houses of ill fame to be abated.

XVIII. To pass ordinances regulating the manner of exposing, for sale, wood, coal, lime and hay, within the limits of the city. Sale of wood, hay, &c.

XIX. To pass ordinances regulating the licensing of cartmen, porters, drivers of hackney carriages, and all other vehicles, for public purposes, or hire, and those used for carrying passengers, or baggage, for hire, and to limit their compensation. Licensing of cartmen, porters, &c.

XX. To pass ordinances providing for the punishment of



Discharging of fire arms, &c., within city limits, prohibited.

discharging fire arms, of any description, rockets, gunpowder and fire works, in the streets of the city, or in the immediate vicinity of any building.

Gas and water, relative to.

XXI. To pass ordinances providing for the lighting of the city, and supplying the same with water; and in case gas and water, or either of them, are introduced into the city, by regularly incorporated companies, to pass such ordinances respecting the same, as are provided for in the laws of the commonwealth, which regulate the incorporation and regulation of gas and water companies.

Construction of wooden buildings, chimneys, flues, &c., to be regulated.

XXII. To pass ordinances regulating the construction of wooden buildings, chimneys, fire places, flues and other arrangements, for heating dwellings, offices, stores, factories and other buildings; and for those purposes, they shall have power, by themselves, or by a committee, or otherwise, to enter upon any premises, within the city, in the day time, and if such precautions have not been taken, in the said constructions, as are required by ordinance, to require such alterations as shall conform to the requirements of the law; and if such alterations are not made immediately after notice, they shall cause said alterations to be made, and collect, by suit, the expense thereof, from the owner of the premises; or if the improvements are made by a tenant, or tenants, from the tenant, or tenants, with the addition of twenty per centum of the actual cost, added to the bill, with costs, in like manner as debts of the same amount are, by law, recoverable, and without the right of exemption, in case of levy and sale of property.

Removal of dead animals, &c., relative to.

XXIII. To pass ordinances for the removal of carcasses of dead animals from the streets of the city, and from any lot, building, or improvement, belonging to any citizen, or occupied by any tenant; and if such removal shall not be immediately made, by said owner, or tenant, after notice given, they shall cause the same to be done under the penalties, regulations and provisions, as are set forth in the last preceding paragraph.

Drilling of oil wells to be prohibited.

XXIV. To pass ordinances prohibiting, if they shall deem it necessary, the drilling of any oil well, or wells, within the limits of said city, and to regulate the management of wells already drilled and worked, or that shall be drilled and worked, so as to promote the safety of property, and protect the lives of the inhabitants.

Ordinances upon other subjects may be passed.

XXV. The specification of the above and preceding subjects shall not exclude the said councils from passing such further ordinances, as shall be necessary, for the good government and general welfare of the said city and its inhabitants.

Licenses on beer saloons, &c.

XXVI. The council of said city shall have power to impose a license, or fee, on beer saloons, billiard saloons, dining saloons, restaurants, and all places at which distilled, vinous, or fomented liquors are sold, by less measure than one quart, in said city; the amount thereof, the manner of collecting the same, shall be determined and regulated by ordinance.

Lock-up to be erected.

XXVII. The councils of said city shall have power to provide, or erect, a lock-up house, for the temporary detention of persons committed by the proper corporate officers, aldermen, justices of the peace, or mayor, within the said city.



SECTION 5. The said council shall have power, at any time, Council may  
to borrow, for the use of the said city, any sum, or sums, of mo- borrow money.  
ney they shall deem necessary, and to issue certificates of loan  
for the amount so borrowed, to the persons lending the same ;  
and the said certificates, signed by the mayor of said city,  
and attested by the president of the council, shall be binding  
and obligatory on the corporation : *Provided*, That the sums Limitation.  
of money, so borrowed, shall not, at any one time, exceed the  
sum of ten thousand dollars ; for the re-payment of which, and  
the payment of interest thereon, not exceeding six per centum  
per annum, the faith of the city shall be fully pledged ; and  
said loans shall be subject only to the payment of state taxes :  
*Provided however*, That the whole amount, or amounts, so  
borrowed, shall not exceed, in gross amount, fifty thousand  
dollars.

SECTION 6. The said council shall have full power to lay and Authorized to  
collect taxes, for city purposes, within the limits of said city, levy taxes.  
for the re-payment of all loans and interest due thereon, to  
meet and pay the expenses of the city government, and sala-  
ries of all officers, and the police, and to meet and pay all  
expenses of carrying into effect the ordinances, rules and regu-  
lations of said city ; and they shall direct the amount thereof  
to be applied to health, poor and streets, city and other pur-  
poses ; and when the rates are fixed, the taxes shall be so rated  
as to show how much is raised for said objects, respectively ;  
the said taxes shall be paid to the city treasurer ; the council  
shall have power to appoint a tax collector, who shall hold Collector, ap-  
his appointment one year, and give bond, with sufficient se- pointment,  
curity, the amount to be fixed by the council, and the sureties compensation  
to be approved by the mayor, for the faithful performance of and duties of.  
his duty ; duplicate tax bills shall be made out by the trea-  
surer, and the collector shall proceed to collect the taxes due ;  
and from all sums received by him, he shall be entitled to de-  
duct five per cent. for collection, in full compensation for his  
services, or such compensation as the council shall hereafter  
determine, not exceeding five per cent., and he shall pay the  
remainder to the treasurer, without delay ; if any person, or  
persons, shall neglect, or refuse, to pay any taxes due, for  
thirty days after the time of demand made, the collector,  
holding the duplicate, wherein such tax shall be charged, shall  
levy such amount, with costs, by distress of goods and chat- Mode of collec-  
tels of such delinquent, giving him three days' notice thereof, tion, relative to.  
and there shall be no exemption of property, to any amount,  
under such proceedings ; all bills, for taxes, shall be ready for  
tax-payers ; and the taxes shall be due on the first day of  
June, in each year ; if any tax-payer shall pay his taxes on,  
or before, the tenth day of June, in each year, he shall be  
entitled to a deduction, not exceeding four per cent. on the  
same, for prompt payment ; and the tax collector shall give  
public notice, when and where he will receive said taxes ;  
and such place, for receiving said taxes, shall be at some  
public and convenient point, within said city ; and it shall  
be the duty of said collector to be at such place, from nine  
o'clock, A. M., until five o'clock, P. M. ; and for all taxes,  
so recovered by him, up to, and on, said tenth day of June,

said collector shall be entitled to a compensation of one per cent. only; and the said collector shall have all the powers, given, by law, to the township collectors of county rates and levies, and be subject to all the pains and penalties of said collectors; all taxes, rates and levies assessed upon real estate, in said city, shall be a lien on the said real estate, until paid; if paid, or collected by the collector, within the time before-mentioned, the lien shall cease; if the tax-payer neglects to pay the same, then, and in that case, it shall be the duty of the tax collector to return, on oath, to the city treasurer, that, after diligent search, he can discover no goods, or chattels, belonging to the tax-payer, upon which to levy for the same; thereupon, the collector shall be relieved from further responsibility; and the treasurer shall immediately cause a claim, for the same, to be registered, in the office of the clerk of the council of said city; and the lien shall be continued until the taxes are fully paid and discharged; the treasurer shall have full power to enforce the payment of said registered taxes, at any time, within five years, with costs on legal proceedings, by suit, in the court of common pleas, in which the city shall be plaintiff and tax-payer defendant, by the name of owner, or reputed owner, in the same manner as in suits of *scire facias*, upon mortgage; and a copy of said registry, filed in the office of the prothonotary of said court, in said suit, shall be sufficient to warrant a judgment for want of an affidavit of defence; and the said real estate may be sold on said proceedings, though aliened by the tax-payer, for value, in the meantime.

Passage and approval of ordinances, relative to.

SECTION 7. All ordinances of the borough of Titusville, in force at the time of the passage of this act, shall continue to be in force, so far as the same may be applicable, until altered, repealed, or superseded, by ordinances of the council; all ordinances ordained and passed, by a majority of the council, shall be presented to the mayor, for his approval; and if approved by him, shall become a law, and if he shall not approve any ordinance, he shall return it, with his objections, to the council, and the council shall proceed to re-consider the same, and if it be approved by two-thirds of the council, it shall become a law; if the mayor shall retain any ordinance longer than ten days, it shall become a law, the same as approved by him; no ordinances shall go into effect, until the same shall have been published, in a city newspaper, for a period of ten days, and also published, by twelve posters, to be put up in the most public places, in the city, at least ten days before the same shall take effect.

Commencement of fiscal year.

SECTION 8. The fiscal year of the said city shall commence on the third Monday of March.

Laws now in force to continue, &c.

SECTION 9. All acts of the legislature, now in force, not inconsistent with the provisions of this act, shall continue to be in force until such acts shall be altered, or repealed, by the legislature.

Officers subject to removal from office.

SECTION 10. All elective officers of said city shall be subject to removal from office, or impeachment, or misdemeanor in office, or other sufficient cause, on charges to be preferred by one, or more, inhabitants of said city, and tried by the council;



all officers shall be subject to removal, for sufficient cause, in such manner, and at such time, as council may determine, and when a vacancy occurs, by compulsory removal from office, the council shall appoint a citizen to fill the vacancy, until the next election; officers appointed by the council may be dismissed at pleasure, and others appointed in their stead; the provisions of this section shall not apply to aldermen, or justices of the peace. Vacancies, relative to.

SECTION 11. The members of the council shall each be sworn, or affirmed, by the mayor, or an alderman, or a justice of the peace, or by one of themselves, to support the constitution of the United States, and the constitution of Pennsylvania, and that they will discharge their duties with fidelity; a similar oath, or affirmation, shall be made by the mayor and clerk of council, to be administered by a member of council, or an alderman, or justice of the peace; and all other officers, elected, or appointed, shall make a similar oath, or affirmation, to be administered by an alderman, or justice of the peace, or by the mayor. Councilmen, to be sworn.

SECTION 12. The mayor of said city shall be elected by the qualified voters of said city; he shall have the qualification of a councilman, and shall hold his office for the term of one year; he shall receive such compensation as council shall fix, by ordinance, and shall make an oath, or affirmation, in like manner as a councilman, before an alderman, or justice of the peace; and the council shall appoint one person as treasurer, and one person for street commissioner, and one person for city attorney, to hold their said offices during the pleasure of the council, the treasurer to give a bond, in such form, and for such sum, as the said council, by ordinance, shall prescribe, and for the faithful performance of his duties, at the annual election; each ward shall elect one suitable person to serve as assessor, to hold his office for the term of one year, whose duty it shall be to value and assess the property of said city, for city purposes; and said assessors shall meet and form a board of appeal, for equalizing and regulating all assessment; first year, to meet within ten days after election, and each year thereafter, they shall meet on the first Monday of April. Election, qualifications, &c., of mayor.  
Council to appoint treasurer, street commissioner, &c.  
Assessors.

SECTION 13. All oaths and affirmations, to be made by the treasurer, street commissioner and city attorney, and the assessors, shall be reduced to writing, and be filed in the office of clerk of council, before any of said officers shall enter upon the performance of their duties. Oaths of certain officers to be filed, &c.

SECTION 14. The voters of each of said wards shall elect two school directors, one of whom shall serve for one year, and one for two years, to be determined, by lot, between themselves, when assembled, and annually, thereafter, one school director shall be elected, from each ward, to serve two years, and who shall, together, constitute a board of controllers, for the general management of the public schools of the city, under the laws of this commonwealth; said city shall constitute a school district, under said laws; the said board of school controllers, levying the school taxes, shall certify the same to the council, and the council shall include the same in their assessment, and when paid to the treasurer, by the citizens, or the collec- Election of school directors.

tor, the said treasurer shall hold the same for the use of the school fund, and pay the same over to the treasurer of the board of controllers, taking his receipt for the same as a voucher.

Jurisdiction of  
mayor.

SECTION 15. The mayor shall have, and exercise, the criminal jurisdiction of a justice of a peace, so far as regards offences, of whatever nature, committed in the said city, and the control and general direction of the police force; he shall sign all ordinances passed by council, and communicate to council, at least once, in six months, a general statement of the condition of the city, in relation to its government, finances, and improvements; he shall recommend the passage of all such measures as he may deem expedient, for the security, health, cleanliness, improvement, and welfare of the city; he shall be vigilant and active in causing the laws and ordinances of the city to be duly executed; for which purpose, the chief of police, and all policemen, shall obey his lawful orders, and make report to him; he shall exercise a constant supervision and control over the conduct of all subordinate officers, and generally perform all such duties as may be prescribed by the laws and ordinances of said city, and the laws of this commonwealth, and he may call special meetings of the council, when any public exigency may require; he shall also perform all the duties prescribed in other sections of this act.

His duties and  
powers.

Duties of treas-  
urer.

SECTION 16. The city treasurer shall receive all taxes, rates, assessments, levies, and other moneys, due to the said city; no money shall be drawn from the treasury, except the same shall have been previously voted, by council, to the purpose for which it is drawn; the accounts, kept by the treasurer, shall exhibit all the receipts and expenditures of the city, in an intelligible manner, in which the particulars of each item, of charge and discharge, shall appear; the treasurer shall verify his accounts, to the satisfaction of the finance committees of council, once a month; he shall not lend, pledge, or in any way use, the said money, for his private gain; and all interest, accruing on the deposit, or keeping, of said money, shall enure to the benefit of the said city.

Duties of street  
commissioner.

SECTION 17. The street commissioner shall, under the ordinances of said city, supervise, repair, and keep in order, the public streets, lanes, alleys, courts, street crossings, and side-walks, and keep an accurate account of the work done, and all expenditures made; which said accounts shall be rendered, once a month, at least, to the council, in writing; he shall, also, supervise and repair, subject to the direction of the council, any building, or buildings, used by the city government, for public purposes; the city treasurer shall pay to him, when authorized so to do, by an appropriation of council, the sum so authorized by council to be paid to him, for the purpose of discharging claims for public work on said roads, streets, lanes, alleys, courts, crossings, side-walks and public buildings; but he shall not have authority to make contracts, beyond the limits of the appropriations, fixed by council, specially authorized so to do by the councils; when side-walks are not laid, or repaired, by the parties mentioned in this act, he shall, under the ordinances to be passed by council, by authority of



this act, cause the same to be laid, or repaired, at the expense of the said parties; and on the failure of the owner, or owners, to pay the same, he shall, under the direction of council, place the amount of the bill, therefor, in the hands of the city attorney, for collection, as is prescribed in the fourth section of this act.

SECTION 18. The city attorney shall perform such duties as the council may, from time to time, prescribe, by ordinance, and prosecute the claim of the city, in all courts, and before aldermen, or justices of the peace, and defend the city, in all suits, and shall perform the duties prescribed in this act.

City attorney,  
duties of.

SECTION 19. The justices of the peace, at present commissioned, in and for the borough of Titusville, shall be aldermen of said city, and as such aldermen of said city, shall, severally and respectively, have all the jurisdiction, powers and authority, and perform all the duties of justices of the peace, under the laws of this commonwealth, until the expiration of their terms of office, respectively; and at the next annual election, after the passage of this act, the voters of said city shall elect two other persons, as aldermen, who shall be commissioned, for the term of five years, under the constitution and laws of this commonwealth, so that, hereafter, and until changed by law, the city shall, at all times, have four aldermen, in commission, exercising the full jurisdiction, powers and authority, and perform all the duties of justices of the peace of this commonwealth; said aldermen shall be elected by the citizens of each ward, respectively, and have their offices in any business part of said city.

Justices in com-  
mission to act  
as aldermen of  
city.

Election of al-  
dermen.

SECTION 20. At the first annual election, after the passage of this act, and annually thereafter, the voters of each of said wards shall elect one constable, to serve for the term of one year; and the term of the present constable is hereby extended until his successor is elected and qualified.

Constables,  
election of.

SECTION 21. Elections for judge and inspectors of elections, under the laws of this commonwealth, shall be held, at the annual election, in March, of every year; each of said wards shall be entitled to one judge and two inspectors, but their elections shall be at large.

Election officers

SECTION 22. In all elections, the voters of said city shall vote at one place, in said city, notwithstanding they live in different wards; said place to be determined by an ordinance of council, excepting the first election, under this section, which shall be held at the present town hall; the constables and police of said city shall have power to arrest, with, or without, warrant, any person guilty of any crime, or misdemeanor, or of any breach of any city law, ordinance, or regulation, to which a penalty is attached, and take such person, forthwith, before the mayor, or any magistrate, to be dealt with as required by laws, and the ordinances and regulation of said city.

Place of holding  
elections.

Powers of con-  
stables and  
policemen.

SECTION 23. All the property and estates, whatsoever, real and personal, of the borough of Titusville, are hereby, severally and respectively, vested in the corporation of the city of Titusville, and their successors, in and by this act established, by the name, style and title aforesaid, to and for the use and

Borough prop-  
erty vested in  
the city, &c.

benefit of the citizens thereof, forever ; and until the corporation of the said city shall be duly organized, under the act, the present charter of the borough of Titusville shall continue in full force and operation, and all officers, under the same, shall hold their offices as they now may, or can do, by law ; and as soon as the said city of Titusville shall be organized, and go into operation, all suits, prosecutions, debts and claims whatever, shall, by force thereof, become transferred to the said city, which, in all suits now pending, shall be substituted as party therein, and be under the management and control thereof, as fully and completely as if no alteration had been made in the said charter ; and all claims and demands, of whatever nature, whether payable presently, or in the future, existing against the borough of Titusville, when this act shall go into operation, shall, by force thereof, be recoverable from, or against, the city.

Organization of  
city govern-  
ment.

SECTION 24. On the first Monday of April, one thousand eight hundred and sixty-six, the members elect of the said council shall assemble, in the said city of Titusville, and organize; the mayor of said city being present ; whereupon, the oath of office shall be administered, as prescribed in this act ; and when said oaths of office have been administered, and said council regularly organized, the mayor, by proclamation, shall declare the said city to be fully organized ; said proclamation to be filed among the archives of the council.

Ordinances to  
be recorded.

SECTION 25. All ordinances and resolutions, passed by the councils of said city, shall be, forthwith, recorded by the clerk of the council, in a book, provided for that purpose, and kept in the council room ; which book shall be, at all times, open to the inspection of any citizen, without fee, or charge

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 108.

## An Act

Entitled "An Act changing the time of holding the borough elections in West Brownsville, Washington county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time for holding the borough elections, in the borough of West Brownsville, Washington county, be and is hereby changed from the twentieth day of October to the third Friday of March, in each and every year.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 109.

## An Act

To extend an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, approved the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, so far as relates to certain counties," to Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "A supplement to an act, entitled 'An Act relating to the lien of mechanics and others upon buildings,' approved May first, Anno Domini one thousand eight hundred and sixty-one," be and the same are hereby extended to Montgomery county; and all liens now filed, or hereafter to be filed, for alterations, or repairs, to any old building, or buildings, partly old and partly new, shall be deemed and held to be good and valid, in all respects.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 110.

*An Act*

Relating to the Summit Branch and Millersburg and Rausch Gap Railroad Companies.

Consolidation  
confirmed.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proceedings and acts of the stockholders of the Summit Branch Railroad Company, and of the Millersburg and Rausch Gap Railroad Company, merging and consolidating the Millersburg and Rausch Gap Railroad Company into and with the Summit Branch Railroad Company, as appears by the certified copy of the agreement, an act of consolidation adopted by the said companies, on the fifteenth day of June, Anno Domini one thousand eight hundred and sixty-five, and filed in the office of the secretary of the commonwealth, on the twentieth day of June, Anno Domini one thousand eight hundred and sixty-five, be and the same are hereby confirmed; and the said merger and consolidation of the two said corporations are hereby declared perfected and consummated, and all bonds issued by the said Summit Branch Railroad Company, and all acts done by the said company, since the said act of merger and consolidation, are hereby made and declared to be as valid, to all intents and purposes, as though issued and done after this act takes effect.

Authorized to  
lease certain  
road.

**SECTION 2.** It shall be lawful for the said Summit Branch Railroad Company to lease, for any term of years, the railroad of the Lykens Valley Railroad Company, from Wiconisco to Millersburg, and any extension thereof; and the leasing and operating of the said railroad, and of any extension thereof, by the said Summit Branch Railroad Company, shall be deemed and taken to be a compliance with the requirements and obligations imposed by the charter of the Millersburg and Rausch Gap Railroad Company, for the construction of the road, so far as the said road, and extension thereof, form part of any line of road now, or hereafter, located, under the provisions of said charter, from Millersburg to Rausch Gap.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 111.

**An Act**

To increase the pay of the sheriffs and jailors of Union county, for the boarding of prisoners.

WHEREAS, Owing to the high price of provisions, the present price allowed sheriffs and jailors, for the boarding of prisoners, is entirely inadequate; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the sheriffs and jailors of Union county shall be entitled to charge fifty cents per day, for boarding of prisoners.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 112.

**A Further Supplement**

To the act incorporating the Gettysburg Railroad Company, and its supplements, to authorize the said company to issue preferred stock, and to borrow money upon bond and mortgage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Gettysburg Railroad Company is hereby authorized and empowered to issue preferred stock, in shares of fifty dollars each, in such amount, and upon such terms and guarantees, regarding dividends thereon, as shall be determined upon by a majority of the common stockholders: *Provided*, That such stock shall not be issued, until the consent, in writing, of a majority, in amount, of the common stockholders, is first obtained.

Authorized to  
issue preferred  
stock.

Provido.

May borrow  
money and issue  
bonds therefor.

SECTION 2. That the said company is hereby authorized and empowered to borrow money, and issue bonds therefor, bearing interest, at a rate not exceeding seven per centum per annum, and secure the same by a mortgage of the whole of said company's road, rights, franchises and privileges, as described in the act incorporating the Gettysburg Railroad Company, and the supplements thereto.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 113.

## An Act

To authorize the Shenango Coal Company to construct a railroad from the Ohio State line to the Pittsburg and Erie canal.

Preamble.

WHEREAS, The Shenango Coal Company has been incorporated by the laws of the state of Ohio, and is, by its charter, authorized to construct a railroad from its coal mines, in Hubbard township, to the state line, between the states of Ohio and Pennsylvania, with a view of reaching the Wheatland furnaces, in Hickory township, Mercer county, state of Pennsylvania; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
construct a rail-  
road.

That the said Shenango Coal Company be and is hereby authorized and empowered to construct a railroad, with a single, or double, track, commencing at, and connecting with, the terminus of its said railroad, at the state line, aforesaid, by the nearest and most practicable route, not exceeding three miles in length, to a point on the Pittsburg and Erie canal, at, or near, the Wheatland furnaces, with the necessary switches and turn-outs.

Subject to.

SECTION 2. The said Shenango Coal Company, in the construction of the said road, in so far as it relates to the entry upon lands, the assessment of damages therefor, and the public use of said railroad, shall be subject to, and governed by, the provisions of the general law of the state of Pennsyl-

vania, in relation to lateral railroads, and the several supplements thereto.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 114.

## A Supplement

To an act, entitled "An Act to authorize the Shenango Coal Company to construct a railroad from the Ohio State line to the Pittsburg and Erie canal."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following words shall be appended to the preamble of said act, and be considered as part thereof, to wit: "For the purpose of making such connection, and for no other purpose."

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 115.

*An Act*

To incorporate the Titusville and Pit-Hole Plank Road Company.

Preamble.

WHEREAS, Citizens of Crawford and Venango counties have, through their committee, F. W. Ames, William H. Abbott, S. Q. Brown and Oliver Keese, during the past season, at a heavy cost and expense, constructed a timber, or plank, road, of four inch plank, and double track, from the borough of Titusville, in Crawford county, to Pit-Hole creek, in Venango county, a distance of about ten miles; which road is not only a great benefit to the entire traveling public, in passing from Titusville to Pit-Hole, but an absolute necessity, for the transportation of oil, from said Pit-Hole creek, to a shipping point:

And whereas, The said citizens did obtain the consent of the boroughs and townships, through which said road passes, to plank the roads and streets; and in order that said company may legally collect toll, protect their road, et cetera, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Title.

That the name and title of said company shall be the Titusville and Pit-Hole Plank Road Company, with power to construct a turnpike, plank, or macadamized road, or part turnpike,

Privileges.

part plank, or part macadamized road, from the borough of Titusville, in Crawford county, via Pleasantville, to Pit-Hole City, in Venango county, with privilege to use, and occupy, any road, street, or bridge, and to construct bridges and causeways, whenever necessary, and build lateral branches, not exceeding ten miles in length; to do all things needful to complete said road, subject to all the provisions and restrictions of an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as they are hereby altered, or supplied.

Subject to.

Directors.

SECTION 2. That Frederick W. Ames, William H. Abbott, Samuel Q. Brown and Oliver Keese, are hereby appointed directors of said company, to remain in office for one year, from the passage of this act, or until their successors are elected; and that thereafter the officers of said company shall consist of five directors, who shall be elected on the second Monday of January, of each year.

Capital stock.

SECTION 3. That the capital stock of said company shall consist of twenty thousand shares, of ten dollars each: *Provided*, That said company may, from time to time, increase said capital so much, in their opinion, as may be necessary to complete the said road and branches, and to carry out the true intent and meaning of this act.



SECTION 4. That said company shall have power to borrow <sup>May borrow</sup> any sum of money, not exceeding fifty thousand dollars, on money. their bonds, secured by a mortgage on their road, property and franchises of the company.

SECTION 5. That the directors of said company shall have <sup>Rates of toll,</sup> powers to regulate rates of toll, not exceeding four cents per <sup>&c , relative to.</sup> mile, for two horses and wagon, and other vehicles, et cetera, tollable, *pro rata*, taking rates, established in said act, aforementioned, of April, one thousand eight hundred and forty-nine, as a guide, and to erect toll-houses, to fix and collect such fines, as they deem necessary, to prevent wagons from being left standing on the tracks, rough-locking on the road, and otherwise damaging said road.

SECTION 6. That the courts of quarter sessions of the county, <sup>Vacation of</sup> in which the road of said company is located, shall appoint <sup>parts of public</sup> viewers, to view and vacate such parts of any public road as <sup>roads, &c.</sup> shall be use, and rendered unnecessary, by the construction of said company's road, as is provided by the general road laws of this commonwealth, in the case of roads which have become useless.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 116.

## An Act

To authorize the school directors of North Manheim township, in the county of Schuylkill, to lay a tax.

WHEREAS, Sundry citizens of North Manheim township, in the county of Schuylkill, have, in part, by individual subscription, raised funds to enable them to pay bounties to men, for the service of the United States, and have thereby incurred an indebtedness of one thousand eight hundred and fifty dollars, or thereabouts; the following named persons, viz: George E. Hoffman, Isaac Strauch, Jonathan Naggle, William Bittle, Edward Beck, Godfrey Boyer, William Deibert, William D. Kline, Henry Bittle, Thomas Bittle, Andrew Bittle, Andrew M. Gray, Jacob Bittle, Jr., Henry Berger and William Seigfried, have, in the character of a committee, appointed by the citizens, aforesaid, and for the purpose aforesaid, personally

obligated themselves to pay the aforesaid sum, being the amount, over and above the amount raised, by subscription, from citizens aforesaid; which said indebtedness was incurred upon the faith and credit of the said township and borough, and is still unpaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several boards of school directors of North Manheim township, in the county of Schuylkill, are hereby authorized and required, within one year after the passage of this act, and it shall be their duty, for the purpose aforesaid, in defraying the said indebtedness, incurred as aforesaid, together with the interest, since accrued thereon, as well as all the necessary costs and expenses, in effecting the object aforesaid, to assess, levy and collect a tax, on all property, made taxable for state and county purposes, under existing laws, in equal proportion to the valuation of said township and borough, not exceeding six mills on the dollar, of the several valuations in said military district: *Provided*, That the amount of said tax shall not exceed the amount of said indebtedness, and such additional sum as may be necessary to allow for exonerations, for abatements, and costs and expenses, for assessing, levying, collecting and paying over to said committee, or to such one, or more, of their number, that may be appointed, by a majority of the committee aforesaid, at a special meeting, called for said purpose, to receive the same: *Provided further*, That, after the payment of the indebtedness aforesaid, and the necessary expenses attending the collection of the same, there shall remain a balance in the hands of said committee, the same shall be paid over to the treasurer of the several boards of school directors, in *pro rata* proportions, to the amounts severally required to be collected, by the said school boards, for the use of the common schools of said township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 117.

**A Further Supplement**

To an act to incorporate the Birmingham, East Birmingham and South Pittsburg Gas Company, approved the fifteenth day of April, Anno Domini one thousand eight hundred and fifty-six.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Birmingham, East Birmingham and South Pittsburg Gas Company be and they are hereby authorized and empowered to increase the capital stock of said company, to a sum, not exceeding twenty thousand dollars, and to issue additional shares of stock, not exceeding, in number, eight hundred shares, of twenty-five dollars each, in the manner provided in the act, to which this is a supplement.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 118.

**A Supplement**

To the charter of the Spring Garden Plank Road Company, in the county of York.

**WHEREAS,** The Spring Garden Plank Road Company has Preamble. been under heavy expenses, on account of the increased price of labor and materials, for repairing and keeping said road in proper order, in consequence of which, said company is now subject to a considerable debt, and unable to pay the same, and keep said road in good order and repair, by the rates of toll now authorized by law; therefore, for the purpose of putting and keeping said road in proper condition, for the public good and the benefit of all concerned,

Rates of toll  
regulated.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That, from and after the passage of this act, the Spring Garden Plank Road Company have authority, instead of the tolls specified in the general turnpike and plank road law, of one thousand eight hundred and forty-nine, to levy and collect, from each and every person, riding, leading, driving, or hauling on, or over, any part of said plank road, not exceeding the following rates of toll, per mile, and so, in proportion, for any other distance: for each hog, or sheep, one-fourth of a cent; for each head of cattle, one-half of a cent; for each horse, or mule, rode, or led, one cent; for wagons, with tires three and a-half inches wide and over, for each horse, or mule, drawing the same, one and a-half cents; for wagons, with tires less than three and a-half inches wide, for each horse, or mule, drawing the same, two cents; for each carriage, buggy, sulky, sleigh, sled, or any other vehicle of pleasure, or burden, whatsoever, for each horse, or mule, drawing the same, two cents.

Toll to be  
charged upon  
vehicles carry-  
ing certain  
weight.

SECTION 2. That all vehicles, carrying seven thousand pounds, may be charged double the rates of toll specified in this act, and two cents per mile, in addition, for every additional hundred pounds so carried over said road.

Liability for  
damages, rela-  
tive to.

SECTION 3. That said company shall not be held liable for any damage sustained by teams, laden with more than seven thousand pounds burden, in consequence of giving away of any bridge, or culvert, on said road.

Amount of toll  
on loaded wa-  
gons may be  
increased.

SECTION 4. That said company may arrange their rates of toll so as to increase the amount on loaded wagons, and deducting the amount, so increased, from the return of the same, when unloaded.

Travelers lia-  
ble for toll, &c.

SECTION 5. That any person, or persons, traveling on said plank road, (except persons going from one part of their farms to another,) shall be liable to pay toll, at the usual rates, according to distance, notwithstanding they do not pass through the toll-gate; and if, upon demand, they shall refuse to pay, it shall be recoverable, in an action of debt, before a justice of the peace, as debts, of like amount, are now recoverable by law: *Provided*, That the provisions of this act shall not extend beyond the first day of April, Anno Domini one thousand eight hundred and sixty-eight.

Limitation.

WM. B. WADDELL,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 119.

## An Act

Authorizing the North Pennsylvania Railroad Company to mortgage certain real estate, and to confirm mortgages and ground rents heretofore made by them.

WHEREAS, The North Pennsylvania Railroad Company, with a view to increase their depot and other business facilities, have purchased various pieces of real estate, situate in the Nineteenth ward of the city of Philadelphia, at, or near, Berks and American streets :

And whereas, The said company have already executed mortgages and ground rents, upon portions of said property, and desire to mortgage, or create, ground rents, upon other portions thereof; now, therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the North Pennsylvania Railroad Company, to mortgage the whole, or any portions, of any real estate, owned by them, or that they may hereafter acquire, in said Nineteenth ward, or to convey the same, or any part thereof, so as to create a ground rent, or ground rents thereon, though actually used as, or intended for, a depot, or office, of the company; and all conveyances in mortgage, or to create ground rents, and all ground rents, heretofore created, executed and delivered, by the said company, upon the said premises, or any part thereof, are hereby ratified and confirmed, with like effect, as though specially authorized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 120.

**An Act**

Entitled "An Act authorizing the burgess and council of the borough of Washington to borrow money."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of the borough of Washington be and they are hereby authorized and empowered to borrow a sum of money, not exceeding forty thousand dollars, for the purpose of redeeming the bonds of said borough, heretofore issued, by authority of law, in payment of subscriptions of stock, in the Hempfield Railroad Company, the Chartiers Railroad Company, and the Upper Ten-Mile Plank Road Company, and to issue bonds, or certificates of indebtedness therefor, in sums of not less than one hundred dollars each; said bonds, or certificates of indebtedness, to bear interest, at a rate not exceeding seven and three-tenths per centum per annum, and be exempt from taxation, under the laws of this commonwealth.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 121.

**A Supplement**

To an act relating to the Buffalo, Bradford and Pittsburg Railroad Company, approved April twentieth, one thousand eight hundred and sixty-four, and to extend the time for completing said road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the annual meetings of the stockholders of the Buffalo, Bradford and Pittsburg Railroad Company, for the election of a president and directors of said company, for the year one thousand eight hundred and sixty-seven, and annually, thereafter, shall be held on the second Tuesday of June, or within sixty days thereafter; and the president and directors, now elected, shall hold over until the first election, to be held in pursuance of this act; the time for completing the said Buffalo, Bradford and Pittsburg railroad is extended to the first day of January, one thousand eight hundred and seventy-two.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 122.

## An Act

To authorize justices of the peace and notaries public, in the county of Crawford, to hold the office of burgess, or mayor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the office of justice of the peace and notary public shall not render the person, holding either office, ineligible to the office of burgess, or mayor, in the county of Crawford.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 123.

*An Act*

To incorporate the Girard Electrical Insurance Company.

- SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators.** That E. D. Pickett, Dan Rice, H. D. Rogers, William Belknap, James Sampson and John B. Given, and such other persons as may be associated with them, be and they are hereby incorporated into a body politic, under the name and style of the Girard Electrical Insurance Company.
- Title.**
- Object.** *SECTION 2.* That the object of the said corporation shall be to insure all kinds of buildings from damage, or loss, from atmospheric electricity.
- Capital stock.** *SECTION 3.* That the capital stock of said company shall be twenty-five thousand dollars, with power of increasing the same to one hundred thousand dollars, divided into shares of fifty dollars each; and this corporation shall pay, into the treasury of the state, in four annual instalments, commencing one year after it goes into operation, a tax of one-half of one per centum, on its capital stock, and at the same rates, at any subsequent increase thereof.
- Bonus.**
- Seal.** *SECTION 4.* That the said corporation to have a seal, and shall be able to sue and be sued, plead and be impleaded, in all the courts of record and elsewhere: *Provided,* That said corporation shall not commence operations, until at least fifty per centum of the capital stock is actually paid in, the same to be certified to by the secretary.
- When operations to be commenced.**
- Officers.** *SECTION 5.* That the officers of the corporation shall consist of a president, secretary, treasurer, and such other officers as a majority of the stockholders may determine; the by-laws of the corporation to be adopted in like manner.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 124.

## An Act

To increase the pay of the county commissioners, county auditors, jurymen and assessors, in the county of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That, hereafter, the commissioners and auditors of the county of Warren shall be entitled to receive three dollars for each day necessarily spent in the discharge of their official duties; that jurymen, in said county, shall be entitled to receive two dollars per day, with five cents per mile travel, going and returning; and the assessors of said county shall be entitled to receive one dollar and fifty cents per day, for each day necessarily spent in discharge of their duties: *Provided,* That on and after one year from the passage of this act, the pay of jurymen, in said county, shall be one dollar and fifty cents per day, with four cents per mile travel, going and returning.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 125.

## An Act

In relation to the construction and repair of roads and bridges, in Lower Merion township, Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the tax-payable inhabitants of said township of Lower Merion, at their next election, for supervisors of the public roads and highways, in the said township, Three commissioners to be elected.

Treasurer and collector to give security.

Duties of commissioners.

Constructing of, and repairing, roads, &c., to be sold at public sale.

Proviso.

Proviso.

Mode of effecting contracts.

Form of specifications.

Duty of commissioners, in case of neglect, by contractors, to keep section in good repair, &c.

to elect three suitable persons, as commissioners, one for one year, one for two years, and one for three years, and one person, annually thereafter, to serve for three years, any two of whom shall constitute a quorum, to do business; one of whom shall be elected by the board, to serve as treasurer and collector of road taxes, and shall give security, to be approved by the auditors of said township, in at least double the amount of road tax duplicate to be collected.

SECTION 2. That the said commissioners shall, within fifteen days after said election, lay off, and divide, all roads, made, and ordered to be made, in said township, into convenient sections, which they shall number and describe in a road book, in which they shall enter what is necessary to be done, in constructing new roads and bridges, and in repairing, maintaining and improving roads, already constructed; and whenever any roads shall hereafter be ordered to be made, in said township, they shall be laid off and divided in same manner.

SECTION 3. That when said commissioners shall have laid off said roads, they shall give ten days' notice, by public hand-bills, designating a time and place, or places, where they will sell, at public sale, the constructing, or repairing, of said roads and bridges; at which time and place, or places, the said commissioners shall attend, and proceed to sell the constructing, or repairing, of said roads and bridges, one section at a time, to the lowest and best bidder: *Provided*, That such bidder shall give satisfactory security, to the commissioners, that he will perform the work: *And provided also*, That no commissioner shall be interested in any bid, for said work.

SECTION 4. That any person, or persons, purchasing a contract for a section, or sections, of roads, shall write his name, or their names, respectively, in said road book, opposite to the specification so purchased, or contracted for, and also the amount of the purchase, or contract, price; whereupon, a duplicate copy of said specification and contract shall be furnished said contractor, duly signed by said commissioners, which shall constitute a binding contract.

SECTION 5. That said specifications shall provide that all roads shall be raised in the middle, and slope gradually, each way, to the sides, when sufficient ditches, bridges, or drains, shall be kept open, to carry off the water, and that all loose stones shall be removed, or covered with earth, and to keep in good repair all township bridges on said section; and should any contractor neglect to fulfill his contract, according to said specification, upon complaint being made to the commissioners, or either of them, they shall proceed to examine said section, so complained of, as soon as practicable; and if they deem the complaint well founded, shall give notice, to the party, or parties, complained of, to put his, or their, section in good repair, according to the terms of contract, within six days thereafter; and if said contractor, or contractors, neglect, or refuse, to comply with said notice, until the expiration of six days, it shall be the duty of said commissioners to have said section, or sections, improved, or repaired, according to the terms of said contract; and the cost thereof shall be recoverable from said contractor, or contractors, or of

their sureties, as other debts are now recoverable, by law, with costs of suit.

SECTION 6. That upon removal of any contractor, from said township, or in the event of his death, then the said commissioners shall proceed to re-let the section, contracted for, for the unexpired time thereof: *Provided*, They shall pay said contractor, or his administrators, such portion of the contract price as they may deem justly due for work done: *And provided also*, That no contract, for repairs, shall be for a longer term than one year.

Removal, or death, of contractors, relative to.

Limitation.

SECTION 7. That it shall be the duty of said commissioners to inspect all roads, in said township, at least once in two months, and if they shall find any contractor has neglected to keep his section in good repair, then they shall notify him, and proceed as in section fifth.

Commissioners to inspect roads.

SECTION 8. Said commissioners shall, during the month of April, of each year, levy upon the assessment of the previous year, and collect such taxes as may be necessary for the purposes of this act, not exceeding one per centum on the valuation of all property of said township, heretofore taxable for township purposes.

Tax authorized.

SECTION 9. Said commissioners shall have authority to make quarterly payments, to all contractors, for work satisfactorily performed; payments to be made by orders on the treasurer, signed by the commissioners, or a majority of them.

Payments to contractors.

SECTION 10. That said commissioners shall receive one hundred dollars each, for their services, except the treasurer, or collector, who shall receive five per centum on the amounts of taxes collected by him; and said commissioners and treasurer shall be liable to the same penalties, for omission of duties, as are provided for similar officers, under the laws of this commonwealth.

Compensation of commissioners.

SECTION 11. That when any road is, or may be, laid out on any line dividing said township, from any other township, or district, then it shall be the duty of said commissioners to agree with the proper officers, of said adjoining township, or district, upon an equitable division of said road, and proceed to lay off, and construct and repair, the portion so agreed upon, as other roads are constructed, or repaired, under the provisions of this act: *Provided*, That if said commissioners shall not be able to agree with said officers of adjoining township, or district, then they shall have authority to join in, with them, in any contract for constructing said road, or roads, that they shall deem equitable.

Division of roads laid out on dividing lines, relative to.

Proviso.

SECTION 12. That if any section, or sections, of roads, or bridges, shall remain unsold, on account of no satisfactory bid having been made for the same, in accordance with section third of this act, then it shall be lawful for said commissioners to let the same, by private contract, or to employ some suitable person to keep said section in repair.

Sections unsold, relative to.

SECTION 13. That so much of the laws of this commonwealth, relating to roads and highways, as are inconsistent with the provisions of this act, are hereby repealed, so far as

Repeal.

## LAWS OF PENNSYLVANIA,

relates to said township of Lower Merion, in Montgomery county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 126.

## An Act

Changing the place of holding elections in the Fourth ward, borough of Allentown.

WHEREAS, The public house, at which the elections, for the Fourth ward, borough of Allentown, have heretofore been held, has been devoted to other uses :

*And whereas*, There will be no session of the court until after the time for holding the election, on the third Friday of March ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all elections, required and held by authority of law, in said ward, shall be held at the public house, now in the occupancy of George J. Snyder, in said ward.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 127.

## An Act

Authorizing the burgess and town council of the borough of Pottstown, in the county of Montgomery, to borrow money to purchase ground, and build a lock-up thereon, and for other purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Pottstown, in the county of Montgomery, be and hereby are authorized and empowered to borrow money, for the purpose of purchasing a lot of ground, and building a lock-up thereon, and to issue bonds for the same, in sums of not less than fifty dollars each, and at a rate of interest, not exceeding six per cent. per annum: *Provided,* That the amount borrowed, for such purpose, shall not exceed the sum of six thousand dollars. Authorized to borrow money.  
Limitation.

**SECTION 2.** That at the next election for town officers, of said borough of Pottstown, it shall be lawful for the qualified electors of said borough, to elect three persons, as a board of auditors; one person to serve for one year, one person for two years, and one person for three years, and annually thereafter, one person for three years; and it shall be the duty of said auditors, to audit and adjust, annually, the accounts of the burgess, town council, street commissioners, treasurer, and school board, of said borough; and said auditors shall have all the powers, and be subject to all the penalties, that township auditors have, and are subject to. Three auditors to be elected.  
Their duties.  
Subject to.

**SECTION 3.** That at the annual town election, next ensuing the passage of this act, the qualified electors of each ward, of the borough of Pottstown, shall elect one person for constable, and one person for assessor, and at the tri-ennial election for assistant assessors, two persons for assistant assessors, in each ward; such constable, assessors, and assistant assessors, having all the powers, and being subject to all the penalties, that township constables, assessors, and assistant assessors, have, and are, by law, subjected to. Election of constables and assessors.

**SECTION 4.** That when the town council, of the borough of Pottstown, shall deem it necessary, for the preservation of law and order, in said borough, the burgess of said borough shall have power to appoint a special police force; and the number of persons, of which said force shall consist, and the time they shall continue in office, shall be at the discretion of the burgess; but the amount of pay they shall receive, for their services, shall be controlled, and regulated, by the town council of said borough; and that in all proceedings, in the courts of this commonwealth, the police, as appointed, shall be deemed and held to be police officers, and that arrests may Special police force may be appointed.

Their powers. be made by them, for offences against the ordinances of the said borough, or against any laws of this commonwealth, without complaint, or warrant; they being liable, however, for any abuse of the powers, hereby granted, the same as other officers of this commonwealth are liable.

Vacancies in the office of burgess, or councilman, how to be filled. SECTION 5. That in case of a vacancy occurring, in the office of burgess, or member of town council, of said borough, by death, resignation, refusal to serve, removal, or otherwise, the town council shall have power to fill such vacancy, by election; and in case any member of the town council shall absent himself, from three consecutive stated meetings of the council, then the town council, after giving such member due notice, may declare his seat vacant, and proceed to fill such vacancy, by the election of a new member: *Provided*, That in all cases, where vacancies are filled by the town council, the persons, chosen to fill such vacancies, shall only remain in office until the next annual election for town officers.

Proviso.

Repeal.

SECTION 6. All acts, and parts of acts, relating to the borough of Pottstown, inconsistent with this act, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 128.

## An Act

To incorporate the city of Corry.

Incorporation.

Name.

Boundaries.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following described territory, now constituting the borough of Corry, be and the same is hereby constituted a city, by the name and title of the city of Corry, and by the said name, are hereby constituted a body corporate and politic, with all the incidents of a corporation, to wit: all that territory, embraced within the following boundaries: Commencing at the south-west corner of lots fifty-one, in the township of Concord, Erie county, Pennsylvania; thence running north, to the north-west corner of lot fifty-three, in Wayne township, county and state aforesaid; thence east, on

tract line, to Warren county line; thence south, on said county line, to south-east corner of fractional lot fifty-four, in Concord township; thence west, on south line of lots fifty-four, fifty-three, fifty-two and fifty-one, to the place of beginning.

SECTION 2. That the said city shall be and remain divided, for municipal purposes, into two wards, one to be called the North, and the other the South, ward, which said wards shall be bounded as follows, to wit: all of said corporation, north of the Atlantic and Great Western, Oil Creek and Philadelphia railroads, shall be called the North ward, and of said city, south of said roads, shall be called the South ward; which said wards may be again sub-divided, by the said select and common council, as by them may be deemed for the best interest of said corporation.

Divided into two wards.

SECTION 3. The inhabitants of said city, entitled to vote for members of the general assembly, having resided therein ten days, immediately preceding the election, shall, on the third Friday of March, one thousand eight hundred and sixty-six, and annually thereafter, on the same day which now is, or may be hereafter, fixed, by law, for township elections, within this state, meet at some convenient place, in said city, to be designated by the present council of the borough of Corry, between the hours of eight, in the forenoon, and five, in the afternoon, and elect one citizen, who shall be styled a mayor, and one person to be high constable, of said city, and six citizens to be a select council, and six persons to be a common council, for said city; two justices of the peace, or a justice of the peace to fill any vacancy that is now, or may, hereafter, occur, in the office of justice of the peace, in said city: *Provided*, That no justice of the peace shall be elected, under this act, until a vacancy shall occur, in some one of the offices of justice of the peace, within the present borough of Corry; one constable; the necessary school directors, as is now provided, by law, for each school district, in said city; one police justice, who shall have the jurisdiction of, and power to try and determine, all actions for fines, penalties, or forfeitures, imposed by the laws of this state, relating to said city, or imposed by any of the ordinances, by-laws, rules, or regulations, thereof, and to issue executions, to one of the constables, or high constable, of said city, for the collection of any judgment rendered, in the premises, to be collected, in the same manner as judgments of justices of the peace, founded on trespass, or trover, are now, by law, collectable; and the constable, to whom such execution may be issued, shall be liable thereon, in the same manner, as if founded on such judgment, in trespass, or trover; and the said police justice shall also have power, and criminal jurisdiction, of justices of the peace, in all cases of offences, whatsoever, committed in the city, and for the preservation of the peace thereof, and shall be entitled to the same fees as justices of the peace of this state, for similar services; and the justices of the peace of said city shall have concurrent jurisdiction, in the collections of fines and penalties, the preservation of the peace, and in the criminal matters aforesaid; said election, and all subsequent elections, in said city, shall be governed

Annual election, time and place of holding

Mayor, councils and constable, to be elected.

Justices of the peace, relative to.

Constable, school directors, &c.

Police justice, powers of, &c.



Officers of the first election. by the laws of the state, regulating township elections; and said first election shall be holden by the judges and inspectors of elections, last elected, in the present borough of Corry.

Classification of councilmen. SECTION 4. The members elect, of the select council, shall, on the day next succeeding their election, divide themselves, by lot, into three classes, and the term of office, of the first class, shall expire upon the first, and the second upon the second, and the third on the third, city election next succeeding; at which respective elections the vacancies shall be supplied, by the election, annually, of one-third part of said select council, in the manner aforesaid.

Election of city officers, relative to. SECTION 5. That the mayor, common council, and high constable, shall respectively hold their offices until the city election, next succeeding, and shall be thereafter, annually, elected; and after the first election aforesaid, the city election shall be holden on the same day as township elections are, or shall, be holden, by the laws of this state; and the justices of the peace, common constables, assessors, inspectors and judges of election, and auditors, of said borough of Corry, in office, at immediately before said first election, shall continue in office, in said city, till the next election for said several offices, and be vested with the same powers, and subject to the same duties, until others are elected and qualified, under this act.

Justices, common constables, assessors, &c., to continue in office, until next election. SECTION 6. The legislative powers of said city, and corporation, shall be vested in the select and common council thereof, who shall perform legislative acts, in separate bodies, and a majority of the members of each body must be present, to constitute a quorum, for the transaction of business; the mayor, when present, shall be the presiding officer of the select council, and in case of an equal division, shall give the casting vote, but otherwise, shall not be entitled to vote; the common council shall, annually, choose one of their own number to preside at its deliberations, who shall vote, as other members; and no act, by-law, or ordinance, shall be valid, unless passed by a majority of the members present, in each body, legally assembled.

Councils, relative to. SECTION 7. That stated meetings of the select and common council shall be holden, for the transaction of business, every two weeks, and may hold meetings as much oftener as the mayor, and the respective councils, may designate, and at such place, in said city, as shall be provided by the ordinances thereof; and the doors of the respective halls, of said select and common councils, shall be open, for the admission of orderly and peacefully disposed citizens, who may choose to attend the sessions thereof; and the said councils may provide, by ordinance, for the punishment, by fine, of any person, or persons, who shall, by any disorderly conduct, disturb either of the respective sessions, and either body may expel such persons from the hall, at its sessions.

Time and place of holding meetings. SECTION 8. That each body shall appoint a clerk, who shall make and keep a full record of its proceedings, recording the names of the members present; and all the ordinances, by-laws, rules and regulations, of said councils, shall be signed by the mayor and clerk, of the respective councils, and published in one, or more, of the public newspapers of said city,

Each body of councils to appoint a clerk.



and the publication proved by the oath of some credible witness, and recorded in the records of said city; and the said record shall be deemed and taken as sufficient evidence of the passage and publication of all such ordinances, by-laws, rules and regulations.

Publication of ordinances, &c.

SECTION 9. That the mayor of said city shall have the same powers and jurisdictions of the police justice, elected under this act.

Jurisdiction of mayor.

SECTION 10. The said select and common councils shall have power to compel the owners, or occupiers, of lots, to repair the side-walks, in front of their respective lots, or to cause the repair to be made, and file their liens, as is now provided by the general laws of this state; and the said common councils and select councils may, by a general ordinance, regulate the portion of the side-walks, which the owners of dwelling houses, and others, may use, for door-steps and other purposes, in front of their respective premises, and may impose penalties for mutilating, or injuring, trees, growing upon the streets and public grounds of said city; and the council shall be vested with all the powers, in said city, which at, and immediately before, the passage of this act, belonged to, and was vested in the burgess and council of the borough of Corry.

Repair of side walks, &c., relative to.

Penalties for mutilation of trees, &c.

SECTION 11. That the select and common council shall have power, and they are hereby authorized and empowered, to pass ordinances, as may be thought proper and necessary, for the prevention, or regulation, of the erection, or removal, from any other place, in said city, of any wooden dwelling-house, shop, or warehouse, carriage-house, store, stable, or other wooden buildings, within the limits of the said city: *Provided*, That such ordinances shall not be contrary to the constitution, or laws, of this state.

Councils may pass ordinances to prevent, or regulate, the erection of wooden buildings, &c.

Proviso.

SECTION 12. That all the estate and property whatever, real, or personal, or mixed, and all choses in action, claims, or demands, of the borough of Corry, or of the burgess and council thereof, are hereby vested in the corporation, or body corporate, or politic, of the city of Corry, in the same manner, and for the same estate, which the corporate authorities, of the said borough, held, or had, therein; and all suits, now pending, may be prosecuted, to judgment, by, and for, said city, in the same manner, and with the same effect, as could have been done by the said burgess and council, if this act had not been passed; and all judgments, suits, claims and demands, whatsoever, against said borough, are hereby transferred to, and shall continue, and may be prosecuted against said city, as fully and completely as they could have been against said borough, if the said borough charter had not been abolished.

Borough property vested in the city, &c.

SECTION 13. That the mode of enforcing payment of any judgment, against said city, shall be the same as is now, or hereafter may be, provided by law, for enforcing payments of judgments against the several townships of this state: *Provided*, That any, or either, party, to any judgment, may have the same right of appeal, to the court of common pleas of

Enforcing payments of judgments, relative to.

Erie county, that is now provided by law, to appeal from justices of the peace.

Taxation.

Policemen.

Supply of water, relative to.

Fire companies.

Lighting of city with gas, or oil, authorized.

SECTION 14. That the said select and common councils, of said city of Corry, shall have power to raise, in addition to the amount raised for city purposes, may raise, not to exceed one and one-half per centum on the taxable property, real and personal, within said city; to appoint as many policemen as they may deem for the best interest of said city; to raise, not to exceed one-half of one per centum, on the real and personal estate of said city, for city purposes; to provide for the distribution of a sufficient quantity of good and wholesome water, to, and through, the city, and its permanent continuance, for the accommodation of the inhabitants thereof; to organize one, or more fire companies; to establish a sufficient number of reservoirs, to supply water, in case of fire; to provide for the lighting of said city with gas, or oil, or in such other way, as the said select and common councils may determine.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 129.

## A Further Supplement

To an act to incorporate the city of Carbondale.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the first section of a supplement to an act to incorporate the city of Carbondale, passed the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five, be so changed, that the poor directors, for each ward of said city, shall be elected, by the qualified voters of such ward.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 130.

## An Act

To refund certain moneys paid in error.

WHEREAS, John S. Wiard, administrator of Aaron S. Wiard, late of Crawford county, deceased, paid to the treasurer of said county, for the use of the commonwealth, the sum of sixty-two dollars and ninety-six cents, collateral inheritance tax, on the estate of the said Aaron S. Wiard :

And whereas, Elizabeth Wiard, the mother of said Aaron S. Wiard, is still living, and the commonwealth had, therefore, no right to said tax ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby required to pay Elizabeth Wiard the sum of sixty-two dollars and ninety-six cents, erroneously collected from the estate of Aaron S. Wiard, of the township of Cussewago, in the county of Crawford, October eleventh, one thousand eight hundred and sixty-two.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 131.

## An Act

Providing for the erection of a poor house, in the county of Lawrence

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the electors of the borough of New Castle, and of the



One commissioner to be elected in each district, accepting the provisions of this act.

Proviso.

Return of election, &c., relative to.

Official term.

Compensation.

Organization of board.

Authorized to purchase land and erect buildings thereon.

Limitation.

May borrow money.

Payment thereof to be secured by bonds.

Commissioners to appoint directors and wardens, when buildings are completed.

township of Pollock, in the county of Lawrence, and of such other townships, in said county, as may desire to join in the purposes of this act, are hereby authorized to elect one person, from each of such districts, to be called a poor house commissioner, at the same time and place, and in the same manner, as inspectors of elections, and upon the same notice: *Provided*, That no person shall be held, or treated, as so elected, from any other district than said borough, or Pollock township, unless a majority of the voters, in his district, shall have voted, at such election, for said office.

SECTION 2. That every such person, so elected, shall be notified, in the same manner as inspectors, and the returns of his said election shall be made, and entered of record, in like manner; and they shall hold their offices, respectively, for the term of two years, if necessary, from the date of their said election, and until the qualification of the directors, hereinafter mentioned; they shall receive, for their services, the sum of three dollars per day, each, for every day necessarily employed by them, in and about the business of their office.

SECTION 3. Said commissioners shall meet at the town hall, in the borough of New Castle, on the thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six, and take an oath of office, and be organized into a board, to be called the board of poor house commissioners, of which, as well as all their other business, they shall keep regular minutes and accounts, and, at the termination of their office and business, shall hand the same, with all their official books and papers, over to the directors, hereinafter mentioned.

SECTION 4. They shall purchase a suitable place for the accommodation of the paupers of the districts, represented by said commissioners, the title thereof, to be taken in the names of the directors of the poor, of the county of Lawrence, and their successors and assigns, and shall cause to be erected, and placed thereon, all necessary buildings, and other improvements, for that purpose, and shall cause the same to be furnished, with the necessary tools, implements, furniture, and so forth: *Provided*, That such place shall not exceed, in quantity, one hundred acres of land.

SECTION 5. To enable them, more promptly, to execute said purpose, they are hereby authorized to borrow money, at a rate of interest, not exceeding seven and three-tenths per cent., per annum, payable semi-annually, free of taxes, for local purposes, and payable, at such times and places, and in such manner, as shall be agreed upon with the lender.

SECTION 6. They shall secure the payment of all such moneys, with the interest aforesaid, by the issue of bonds, to such lenders, in the name of the directors of the poor, of the county of Lawrence.

SECTION 7. When the said commissioners shall have prepared said place, for the accommodation of the persons aforesaid, they shall meet, on the premises, at a time, to be by them fixed, and of which all the members shall have notice, and shall appoint three directors of the poor, and a warden, all of whom shall serve till the next general election, on the second Tuesday of October, then next ensuing, and till their succes-



sors shall be duly qualified; and thereupon, the said directors and warden shall be notified of their said appointment, within five days thereafter.

SECTION 8. Within ten days after such notice, said appointees shall, severally, make and subscribe an affidavit, to perform the duties of their respective offices with fidelity; which affidavit shall be entered, at length, in their minutes; and the said appointees shall, immediately after being so qualified, organize into a board, by the election of one person as president, and another as secretary, and another as treasurer; and thenceforth, the said office of poor house commissioner shall cease

Directors to be sworn.  
Organization.

SECTION 9. If any vacancy, by death, removal, or otherwise, shall occur, in such board of commissioners, before the expiration of said office, or if any person, elected thereto, shall be, or become, legally incapable of serving in such office, then the other, or others, of such commissioners, shall fill the vacancy, or supply the office, by appointment, till the first election, thereafter, for township, or general, offices, when the same shall be supplied by the electors of the district represented by him.

Vacancies in board of commissioners, how to be filled.

SECTION 10. Vacancies, or legal incapacity, in the board of directors, shall be supplied, or remedied, in like manner.

Vacancies in board of directors.

SECTION 11. The treasurer of said board shall give bond, to the said board, in the sum of five thousand dollars, with one, or more, sufficient sureties, to be approved by said board, conditioned for the faithful performance of his duties, and that he will, well and truly, account for, and pay over, according to the orders of the board, all moneys which may come under his control, by virtue of his said office.

Treasurer to give bond.

SECTION 12. The warden shall, also, give bond, in the sum of three thousand dollars, to said board, conditioned for the faithful performance of his duties, and that he will, well and truly, account for, and deliver, according to the orders of said board, all property and funds which may come into his hands, or under his control, by virtue of his said office.

Warden to give security.

SECTION 13. On the first Tuesday of October, after the appointment of said directors and warden, as aforesaid, the electors of said districts shall elect three persons, as directors of the poor, one of whom shall serve for three years, one for two years, and one for one year; and thereafter, annually, one person shall be elected to said office, to serve for three years; and whenever, and as often, as the office aforesaid shall become vacant, by death, resignation, or otherwise, or the person elected shall be, or become, legally incapable of exercising the duties of the office, such vacancy, or incapacity, shall be supplied, by the remainder of the directors, till the next regular election, when the same shall be supplied, for the remainder of the term of such person, by election.

Election of directors.  
Vacancies.

SECTION 14. Directors, so elected, shall meet annually, at the poor house, on the first Monday of November, next ensuing said election, at one o'clock, P. M., and be qualified and organized, and appoint a warden, in the same manner as the directors and warden, appointed by the commissioners afore-

Annual meeting.  
Appointment of warden.

- said, and shall, in like manner and amounts, obtain bonds of their treasurer and warden ; they, as well as the directors appointed, shall also cause accurate minutes and accounts to be kept, of all their proceedings ; they shall have power to make all needful rules, regulations, and by-laws, not inconsistent with the laws of the state, for their own government, and for the management of the poor house premises, and of its occupants and inmates, and for the guidance and government of the warden, and relative to the admission and discharge of paupers, and to change, amend, and repeal the same, at will.
- Duties and powers of directors.** SECTION 15. The said directors of the poor of the county of Lawrence, by that name, shall be a body politic and corporate in law, having power to sue and be sued, plead and be impleaded, in all courts of law, or equity ; the legal title, charge, and possession, of all the said poor house premises, and all the personalty, of whatever kind, thereto appertaining, shall be vested in them and their successors.
- Corporate privileges.** SECTION 16. They shall have the legal custody of all persons, who may be, or become, paupers, in the said districts, and shall have and exercise all the powers, duties and authorities and liabilities of overseers of the poor, for such districts, and relative to all such persons, under existing laws.
- To exercise all the powers of overseers of the poor.** SECTION 17. They shall provide for the payment of the bonds and interest thereon, aforesaid, by the assessment and collection of sufficient taxes, in said districts, and for the maintenance and support of said paupers, on said poor house premises.
- To provide for payment of bonds and interest, and levy taxes, &c.** SECTION 18. The rate of taxation, for the payment of said bonds and interest, shall be uniform on all said districts ; but the rate of taxation, if any, for the maintenance and support of said paupers, shall be proportioned to the number and expense of the paupers maintained for such district, and they shall not be required to obtain the consent, or approval, of any justices of the peace, to any assessment, which they may make ; nor to join, with the supervisors of any township, in the assessment of any tax, or the appointment of any collector.
- Rate of taxation, relative to.** SECTION 19. They shall appoint, annually, in each district, some suitable person, as collector of poor taxes, who shall give bond, with surety, to be approved by them, in double the amount of the tax assessed ; but no such appointment shall be necessary, when no assessment shall have been made of poor rates.
- Collector to be appointed.** SECTION 20. Orders for relief shall not be granted, by justices of the peace, to any person, as a pauper, chargeable on any of said districts, without the affidavit of some credible person, stating the facts on which such application is founded, and which affidavit shall accompany every such order when issued : *Provided however,* That this section shall not hinder the said directors of the poor from granting relief in extreme, or temporary, cases, as heretofore allowed to overseers of the poor, under existing laws.
- Orders for relief, relative to.** SECTION 21. No local tax shall be assessed against any of the said poor house property, whether real, or personal.
- Proviso.**
- Poor house property exempt from local taxation.**

SECTION 22. All assessments of taxes shall be made by said board of directors, on, or before, the first day of April, in each year. Time of making assessments.

SECTION 23. As soon as it conveniently can be done, all paupers, chargeable to the said districts, shall be removed to said poor house, and placed in charge of the warden, whose duty it shall be to take care thereof, and provide for them, and perform such other duties as shall be required, of him, by the board of directors. Removal of paupers, relative to.

SECTION 24. Special provision shall be made, on said premises, for the care of such insane paupers, as shall require restraint, or confinement. Insane paupers.

SECTION 25. The directors, appointed by virtue of this act, shall, in all respects, perform the duties, and be subject to the liabilities, of those who may be elected by virtue hereof. Directors appointed, subject to certain liabilities, &c.

SECTION 26. Until directors shall be appointed and qualified, by virtue of this act, the legal custody and possession of all the property, herein mentioned, shall be vested in said poor house commissioners, who shall, in the name of their board, have power to sue and be sued, in relation thereto, both at law and in equity. Property to vest in commissioners, until directors have been appointed.

SECTION 27. At the first election for directors, as aforesaid, the said districts shall elect three persons for auditors; one to serve for three years, one for two years, and one for one year, and annually, thereafter, one to serve for three years; whose duty it shall be, annually, to examine and audit the accounts of said directors, treasurer and warden, and they shall enter a full statement thereof, in the account books of the said treasurer; they shall each receive the sum of three dollars, per day, for their services. Election of auditors.

SECTION 28. They shall meet, annually, on the poor house premises, at one o'clock P. M., on the first Monday of November, for the purpose of auditing said accounts, and shall, before proceeding to their said duties, take and subscribe an affidavit to perform the duties of their office with fidelity. Their duties.

SECTION 29. Vacancies and legal disabilities, in the office of auditor, shall be supplied, as in the case of directors. Compensation.

SECTION 30. Commissioners, directors and auditors, appointed, or elected, by virtue of this act, shall be, at the time of their election, and during their continuance in such office, legal electors, in some one of the said districts. Annual meeting.

SECTION 31. The said auditors may, if they shall see cause, publish a statement of the accounts, finances and operations, of said directors, treasurer and warden. Vacancies.

SECTION 32. They shall audit the accounts of the directors, treasurer and warden, first appointed, separate from the accounts of those who shall have been elected. Qualification of commissioners, &c.

SECTION 33. The said auditors may, if they shall see cause, publish a statement of the accounts, finances and operations, of said directors, treasurer and warden. Auditors may publish statement.

SECTION 34. They shall audit the accounts of the directors, treasurer and warden, first appointed, separate from the accounts of those who shall have been elected. Accounts of directors, &c.

SECTION 35. They shall also audit the accounts of the poor house commissioners, and make a separate statement thereof. Accounts of commissioners.

SECTION 36. The said directors shall be paid two dollars, per day, for every day necessarily employed, by them, in the duties of their office, and the said warden shall be paid such salary as the said directors shall allow. Compensation of directors and warden.



Pay of commis- SECTION 35. The said commissioners, directors, warden and sioners, &c. auditors, shall be paid out of any funds, in the treasury thereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 132.

## An Act

To incorporate the National Union Club of the city of Philadelphia.

Preamble.

WHEREAS, An association has been formed, in the city of Philadelphia, for the purpose of encouraging, by social influences, the love and veneration felt, by all patriots, for the union of the states, and of exerting a combined influence to secure the perpetuation thereof; and said association, in furtherance of the objects of their organization, are desirous of being incorporated; therefore,

Corporators

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Robert P. King, John E. Addicks, Isaac H. O'Hara, Charles S. Close, Thomas Cochran, Edw. C. Knight, William H. Kern, Frederick M. Adams, S. Snyder Leidy, E. A. Merrick, William B. R. Selby, John R. Orr, James A. Bowie, Benj. Huckel, J. G. Butler, Wm H. Barnes, Lewis Elken, Samuel M'Cauley, James Freeborn, Henry C. Howell, J. V. Stokes, C. B. Andress, Chas. O'Neil, Albert C. Roberts, Frank. S. Johnson, F. G. Wolbert, A. H. Shoemaker, J. M<sup>r</sup>. Manes, Samuel A. Miller, Jas. E. Dingee, Geo. W. Ford, John Dyer, C. M. Jackson, Nathan Hilles, M. Henszey, Geo. H. Roberts, Jeremiah Nichols, J. Sterling Bell, Henry Bumm, Alexander J. Harper, J. T. Vankirk, Alexander M. Walkinshaw, and such other persons as have been, or hereafter may be, associated with them, for the purposes of said association, are hereby erected into, and declared to be, a body politic and corporate, by the name, style and title of the National Union Club, of the city of Philadelphia; and by the same style and title, shall have perpetual succession, and may purchase, take and hold, by gift, grant, demise, bargain and sale, devise and bequest, or by any other lawful mode of conveyance, any

Title.

Privileges.



lands, tenements, goods, chattels and estate, real, personal, or mixed, and the same, or any part thereof, from time to time, may sell, alien, mortgage, or otherwise dispose of; and may have a common seal, which they may alter and renew at their pleasure: *Provided*, That the clear yearly value, or income, of all the estate and property, of the said corporation, including interest on all moneys, by them lent, shall not exceed the sum of five thousand dollars, exclusive of any real estate which shall be in the actual occupancy of the corporation.

SECTION 2. That the officers of the said corporation, hereafter to be elected, shall be a president, five vice presidents, a treasurer, a recording secretary, and a corresponding secretary, and an executive committee, consisting of one member from each of the several wards of the city of Philadelphia; which said executive committee, so elected, shall meet and elect ten additional members, at large; but in no case, shall there be more than two members of the executive committee from any one ward; the said officers shall be elected at an annual meeting, to be held on the first Monday in February; and if an election be not held on that day, the corporation shall not, for that cause, be dissolved, but an election shall be held as soon thereafter as possible; and until such new election shall take place, the former officers shall continue and hold over.

SECTION 3. That the duties and rights of the members of the said corporation, the powers and functions of the officers thereof, the mode of supplying vacancies in office, the times of meeting of said corporation, or its officers, the number which shall constitute a quorum thereof, respectively, at any such meeting, the mode of electing, or admitting, members, the terms of their admission, and the causes which justify their expulsion, and the manner of effecting the same, and the mode and manner in which the property of said corporation shall be directed and appropriated, in case of a dissolution of said corporation, or winding up of its affairs, shall be regulated by the by-laws and ordinances, of said corporation, which they are empowered to make, in the manner which may be therein mentioned: *Provided*, That the said by-laws and ordinances shall not be repugnant to, or inconsistent with, the constitution and laws of the United States, or of this commonwealth.

SECTION 4. That the following officers, elected by the said association, at its annual meeting, in February, one thousand eight hundred and sixty-six, shall hold their respective offices, under this charter, until the next annual election, in February, one thousand eight hundred and sixty-seven; and that any vacancies, occurring therein, before the next annual meeting, may be filled in the manner provided in their by-laws, to wit: President, Robert P. King; vice presidents, Isaac O'Hara, Charles S. Close, Thomas Cochran, William H. Kern, J. T. Van Kirk; treasurer, Frederick M. Adams; corresponding secretary, E. A. Merrick; recording secretary, S. Snyder Leidy; executive committee, E. A. Merrick, W. B. R. Selby, John R. Orr, James Bowie, Benjamin Huckel, John G. Butler, A. M. Walkinshaw, J. Sterling Bell, John E. Addicks, J. V. Stokes, C. B. Andress, S. Snyder Leidy, Charles O'Neill, Samuel Scheide, Samuel Daniels, Isaac A. Sheppard, John

Seal.

Income.

Officers.

Time of holding  
annual election.By-laws, ordi-  
nances, &c.

Proviso.

Officers elected  
at the annual  
meeting in Feb-  
ruary to con-  
tinue, until next  
election.

Palmer, Joseph S. Allen, Samuel A. Miller, James E. Dingee, W. J. P. White, Jabez Gates, J. T. Van Kirk, Marshal Henszey, John Turner, George M. Laud, Lewis Elken, A. C. Roberts, James Freeborn, Richard Peltz, Fred. G. Wolbert, William H. Barnes, H. C. Howell, C. H. Kingston, Samuel M'Cauley, William J. Pollock

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 133.

## An Act

To incorporate the Amateurs Drawing Room Association of Philadelphia.

Corporators.

Title.

Privileges.

Seal.

Object.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Trott, William Camac, Constant Guillou, Leonard Koecker, Daniel Dougherty, Kirk Wells, William Horstmann, Sigmund Horstmann, Clement B. Barclay, Adolph E. Borie, E. H. Trotter, C. H. Trotter, George Trotter, Theodore Frothingham, William M. Smith, C. N. Beach, Theodore Cuyler, Adam Everly, Jr., George F. Tyler, Barton H. Jenks, Robert Clarkson, J. Gillingham Fell, M. H. Messchert, T. A. Scott, C. H. Muirheid, Charles Gibson, and their associates and successors, be and they are hereby created a body politic, by the name, style and title of the Amateurs Drawing Room Association; and by that name and style, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, in any court of record, and elsewhere, having a common seal, receiving and acquiring, in its corporate name, personal and mixed property, and such real estate, in the city of Philadelphia, as it may deem expedient, for the purposes of the association, and devising, renting and selling, granting and conveying away the same.

SECTION 2. The object of organizing the said association is, by means of lectures, concerts, dramatic, and other representations and amusements, to realize moneys, to be devoted, after defraying expenses, to the comfort, support and maintenance of widows, orphans, the sick, the wounded, or the desti-

tute; and it shall and may be lawful for it to make all needful by-laws, rules and regulations, not contrary to the constitution of the commonwealth, or the provisions of this act, and to have and exercise all such rights, privileges and immunities, as may be reasonably necessary for the purposes of the corporation, hereby constituted. By-laws.

SECTION 3. That the capital stock of said corporation shall not exceed fifty shares, of the par value of five hundred dollars each. Capital stock.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 134.

## An Act

To repeal the sixth section of act, approved April fourteenth, one thousand eight hundred and fifty-three, in relation to the duties of supervisors, in Ontelawnee township, Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, approved April fourteenth, one thousand eight hundred and fifty-three, as relates to the duties of supervisors, in the township of Ontelawnee, Berks county, be and the same is hereby repealed; and that from and after the passage of this act, it shall be the duty of the supervisors of the township aforesaid, and they are hereby required, to pay the expenses incurred, or to be incurred, in the construction of a foot bridge across the Maiden creek, in said township, where the public road crosses the same, near Weily's mill.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 135.

## A Supplement

To an act, entitled "An Act relative to the manufacture of fire works, in the city of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That any violation of the provisions of an act, approved the sixteenth day of February, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act relative to the manufacture of fire works, in the city of Philadelphia," shall subject the offender, or offenders, to a fine of fifty dollars, for each offence, to be recovered, with costs of suit, in an action of debt, before any magistrate, or in any court, having cognizance thereof, by, to, and for the use of, the Philadelphia association for the relief of disabled firemen.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 136.

## An Act

To authorize the erection of a poor house, in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Bache, James H. Gulich, J. L. Baldwin, Joel G. Parkhurst and John Maynard, of the county of Tioga, be and they are hereby appointed commissioners, whose duty it shall be, or a majority of them, as soon after the adoption of this act as they may deem practicable, to determine upon a proper site and location, and with the assent of the court of quarter sessions of said county, to purchase such real estate,

Commissioners  
appointed to  
purchase real  
estate, on which  
to erect poor  
house.



as may be necessary and proper, for the accommodation of the poor of Tioga county, and take a conveyance of the same to the county, and for the use of the same ; and the commissioners of the county are hereby authorized to execute, in the name of said county, bonds and mortgages, for any part, or the whole, of the purchase therefor, as shall remain unpaid.

County commissioners to execute bonds and mortgages therefor.

SECTION 2. That in addition to the duties, now imposed by existing laws, on the county commissioners of Tioga county, they shall exercise and perform all the duties of overseers of the poor of said county, and as soon as a selection and purchase shall have been made, under the provisions of section first, of this act, the said county commissioners shall proceed to build such buildings, as may become necessary, for the reception, maintenance and employment of such persons as may be a charge upon the townships of the said county, and increase and enlarge the same, as may become necessary ; and the said commissioners are hereby authorized to procure, upon loan, giving the bonds of the county therefor, such sum of money as may be sufficient to pay the expenses aforesaid : *Provided*, They may deem it expedient so to do.

County commissioners to perform the duties of overseers of the poor, erect buildings, &c.

Authorized to borrow money.

SECTION 3. The said commissioners shall, in the month of January, in the year one thousand eight hundred and sixty-seven, make an estimate of the expense of said purchase, and the buildings and improvements, necessary for the same ; and they are hereby authorized to lay a county poor tax, at such rate as will pay the same in five years, and to continue said tax, until said debt shall be paid in full.

To make an estimate of the cost of real estate and buildings, and levy tax therefor.

SECTION 4. It shall be the duty of the commissioners, in January, in each and every year, to make an estimate of the probable expenses of the poor, and the poor house, for the next succeeding year ; and it shall be their duty to assess, and cause to be collected, as county poor tax, the amount of said estimate, in addition to that collected for the payment of the debts, as provided in section three, and to pay the expenses of the said poor house, by orders, drawn upon the county treasurer ; and the said commissioners shall, on the first Monday in January, in each year, submit to the county auditors of said county, for settlement, a statement of the amount of receipts and expenditures, for the said poor house, subject to the same penalties, rules, and regulations, as are imposed, by existing laws, on the county commissioners and county auditors ; which said statement shall be accompanied by a list of the number, ages, and sexes, of the persons employed, or maintained, in said poor house, and the township they are from ; and said poor house shall, at all times, be subject to the inspection and examination of the grand inquest of the county, and of such other persons as may, from time to time, be appointed, for that purpose, by the court of quarter sessions of said county ; which appointment, not exceeding three in number, they are hereby required to make, once in each year.

Estimate of expenses of the poor and poor house to be made, annually

Tax to be levied therefor.

Certain statement to be submitted to auditors, annually.

SECTION 5. That as soon as said buildings shall be erected, and all necessary accommodations provided for the reception of the poor, the commissioners shall give notice to that effect, in all the papers published in the county ; and the overseers of the poor, in the several townships, are hereby required to

Commissioners to give notice, when buildings are ready for occupancy.

Removal of paupers, relative to. bring the poor of their respective districts to the said poor house, forthwith, unless when sickness may prevent, in which case, the commissioners may allow the poor persons to be supported elsewhere, until they can safely be brought to the poor house; and any funds, remaining in the hands of the overseers of the different townships, after the payment of the poor orders, shall be paid to the county treasurer, to be accounted for, by him, as county poor tax.

Admission of the poor, relative to. SECTION 6. And the said county commissioners shall, from time to time, receive, provide for and employ such poor and indigent persons, whose last place of legal settlement is in said county, and who are accompanied by an order of relief, from one justice of the peace, and, also, provide such temporary assistance, when needed, to persons not so settled, until they can be removed to their proper place of settlement; the said justices may, if they are satisfied that such person is utterly unable, through physical disability, to reach such poor house, order and direct the nearest constable to convey him, or her, there, at the expense of the county, to be paid for according to the usual rates of travel allowed, by law, to constables.

Steward, matron and physician, to be appointed. SECTION 7. And the said commissioners shall appoint a steward, matron, physician, and such other employees and servants, and to make all such rules, and regulations, and by-laws, as may be deemed necessary, by them, for the management of said poor house.

Commissioners to visit poor house, monthly. SECTION 8. That one, or more, of the said commissioners shall visit such poor house, at least, once in each month, and examine all the apartments, and the farm and buildings, connected therewith, see that the poor are comfortably provided for, hear their complaints, and cause any grievances to be redressed; and the said commissioners shall enjoy all other such powers, now vested in the overseers of the poor, as are not herein specifically mentioned.

Applicants for relief, relative to. SECTION 9. That if any person, applying for relief, or residing in said poor house, shall refuse to make oath, or affirmation, touching his, or her, last place of residence, or legal settlement, or touching his, or her, property, and circumstances, or shall refuse to answer any question, touching the same, the justice, or the commissioners, may and shall refuse to extend any relief to such person, until they shall satisfactorily answer the same.

Orders for relief, commitment, or removal. SECTION 10. That orders for the relief, commitment, or removal, of paupers, to the county poor house, may be made by any one acting magistrate, whose duty it shall be to inquire, minutely, into the circumstances, condition, residence and legal settlement of the person for, or on account of, whom, relief is applied for, and to attach to the order, if he shall grant it, a statement of such facts, as shall be elicited, by him, on such examination; and the said magistrate, on application of any one of the commissioners, or of their attorney, shall, if made within forty days, from the receipt of such order, grant a rehearing, with notice to the pauper, or person, having made the application, and upon proper cause thereon, shall vacate such order, and, thereupon, said pauper shall be discharged.

SECTION 11. That so much of the laws relating to the poor, as are, by this act, altered, or supplied, be and are hereby repealed, so far as relates to the county of Tioga. Repeal.

SECTION 12. The commissioners of Tioga county shall pay the commissioners, named in the first section of this act, for performing said duties, a sum, not exceeding two dollars per day, each, for their services. Compensation of commissioners appointed by this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 137.

## An Act

To authorize the appointment of an additional notary public, in the county of Blair.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and is hereby authorized and empowered to appoint an additional notary public, for this commonwealth, to reside in the borough of Tyrone City, county of Blair.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 138.

## A Supplement

To an act to incorporate the Union Gold and Silver Mining Company, approved March twenty-third, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Union Gold and Silver Mining Company, incorporated by act of assembly, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, shall have full power to fix the par value of the stock, representing the value of their property, and the number of persons to serve as directors of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 139.

## An Act

To extend the time for the payment of the enrolment tax on an act, entitled "An Act to incorporate the Susquehanna and Hudson Railroad Company."

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time limited, by law, for the payment of the enrolment tax on an act, entitled "An Act to incorporate the Susquehanna and Hudson Railroad Company," approved May



third, one thousand eight hundred and sixty-four, be extended for sixty days after the passage of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 140.

## An Act

To incorporate the Artisan's Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas Moore, Samuel M'Kee, F. M. Hutchinson, Jacob Keller, Joshua Rhodes, Charles B. Leech, James H. Parker, Simon Johnson, James D. Verner, W. H. M'Gee, William Bennett and George W. Cass, of the city of Pittsburg, and county of Allegheny, are hereby appointed commissioners, who, or any seven of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Artisan's Insurance Company, to be located in the city of Pittsburg, with a capital of one hundred thousand dollars, with the privilege of increasing the same to two hundred thousand dollars; and said company shall be organized and managed, according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks, designated in the first class, in the seventh section of said act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 141.

**An Act**

To incorporate the Farmers' Market, of the Fifth ward of the borough of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That Jacob Bare, John Winter, Israel Laucks, Charles F. Winter and John H. Bare, all of the borough and county of York, and their associates, and all persons who may now, or hereafter, be holders of the stock, hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style of the Farmers' Market, of the Fifth ward of York borough, to have perpetual succession, to be capable, in law, of suing and being sued, to have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy, and take, in fee simple, such real, and also such personal, estate as may, by them, be deemed necessary and proper, for the ownership, and for the construction, and for the proper use, and management, and maintenance, of a market house, in the Fifth ward of the borough of York, in the county of York, and for the accommodation and use of any parties who may be desirous of renting and occupying the same, with full power to sell, mortgage, or convey, the said real, or personal, estate: *Provided*, That the market house, the erection of which is authorized in this act, shall be completed, within three years from the time of the approval thereof; otherwise, this act shall be void, and the privileges, conferred therein, forfeited.

Style.

Seal.

Privileges.

Proviso.

Object. SECTION 2. That the object and purpose of said corporation shall be to erect, and maintain, suitable buildings, and stalls, with all things necessary for the use thereof, at any place within the limits of the Fifth ward of the borough of York, the same to be appropriated, and used, as a public market house, for the sale and vending of meats and vegetables, and all other of victuals and provisions, whatsoever; the said market buildings, the stalls, or any one, or more, or all, of the same, to be leased, rented, or disposed of, in such manner, and upon such terms and conditions, as the managers shall determine: *Provided*, That this act shall not be construed to prohibit persons renting stalls, in said market, who may send, or carry, the produce of their farms to market, from selling, or exposing for sale, beef, mutton, veal, pork, and poultry, in such quantities as they may desire, which may have been slaughtered on their farms, or butter, or cheese, or other articles, manufactured, or produced, thereon, for market.

Proviso.

Capital stock. SECTION 3. That the capital stock of said corporation shall not exceed thirty thousand dollars, divided into fifteen hundred

shares, of fifty dollars each, and shall be in such form, and be issued, and transferred, in accordance with such by-laws as said managers may establish.

SECTION 4. That when any subscriber, or subscribers, to the capital stock of said company, shall have been, for a period of one month, or more, in default, in not paying the full amount of their respective subscriptions, agreeably to the requirements of the managers, it shall be lawful for the said managers to declare said stock forfeited; and thereupon, such subscribers shall cease to have any interest in such stock: *Provided*, That before any such forfeiture shall take place, twenty days' notice shall be given, to such stockholders, either personally, or by publication, once a week, for two successive weeks, in one weekly newspaper, published in the county of York. Stock may be forfeited.  
Proviso.

SECTION 5. That the government and control of the Farmers' market, of the Fifth ward of the borough of York, and the management of its property, shall be vested in, and the corporate powers of said company shall be exercised by, a board of seven managers, who shall be elected, by ballot, from among the stockholders; they shall continue in office until their successors be elected, and duly organized, and prepared to enter upon their duties; they shall elect a president, secretary and treasurer, from among themselves; shall supply all vacancies, in their number, however occasioned, and shall have general and entire control of the affairs and interests of the company; and that, until other officers be duly elected, the persons named, in the first section of this act, shall be held to be managers of the said corporation, and shall have power and authority as such. Management.  
Officers.

SECTION 6. That a general meeting of the stockholders shall be held, annually, on the second Monday of January, for the election of seven managers, and transaction of all other business; but if such meeting, or election, shall not then take place, the corporation shall not, for that cause, be dissolved; but such meeting, or election, shall take place as soon thereafter as may be, one week's public notice of such meeting being first given in, at least, two weekly newspapers, in the county of York; and special meetings of the corporation shall be called and held, as may be provided by the by-laws thereof; and that, in the enactment of by-laws, for the government of the corporation and its officers, and in the election of officers, and the decisions, and at all meetings of the corporation, the stockholders present, in person, shall, severally, be entitled to one vote, for the first share, and for every additional five shares, one vote, and no more. Annual election  
Votes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 142.

**An Act**

To incorporate the Corry Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That George H. Corry, James Foreman, Erasmus P. Foreman, Edson W. R. Baker, James A. M'Kinzie and Albert A. Peirer, be and they are hereby appointed commissioners, to organize a company, by the name and title of the Corry Gas and Water Company, with a capital of fifty thousand dollars, which may be increased, to any amount, not exceeding one hundred thousand dollars, by a vote of the stockholders, in said company, for the purpose of supplying the town of Corry, in Erie county, with gas and water.

Organization, &c. SECTION 2. That the capital stock of said company shall be divided into shares of fifty dollars each, and it shall be organized, with corporate privileges, in the manner prescribed by, and under, the provisions of the act to provide for the incorporation of gas and water companies, approved March eleventh, Anno Domini one thousand eight hundred and fifty-seven.

Certain provision extended to. SECTION 3. That all the provisions of an act of the legislature, incorporating the Meadville Gas and Water Company, approved April thirteenth, one thousand eight hundred and fifty-three, or so much thereof as this company may select, is hereby extended to the corporation, hereby created.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 143.

## An Act

To incorporate the Mahanoy City Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Edward S. Silliman, Frank Carter, James Collins, Benjamin T. Hughes, Ferdinand Gantort, John G. Neps, their successors, associates and assigns, are hereby created a body politic and corporate, by the name, style and title of the Mahanoy City Water Company; and by that name, shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation; and may have a common seal, and the same alter and renew at pleasure; and may have power to purchase and hold, in fee simple, such real estate as may be necessary for carrying on the business of the said corporation.

Corporators.  
Title.  
Seal.

SECTION 2. The said company shall have power to provide, erect and maintain, all works and machinery, engines and apparatus, necessary and proper, for introducing, into the borough of Mahanoy City, in the county of Schuylkill, a sufficient supply of pure water; and for that purpose, shall have the right to use any springs, or streams, of water, embraced within the township of Mahanoy, in the said county of Schuylkill, or elsewhere, if necessary; and for that purpose, may provide, erect and maintain, all proper buildings, cisterns and reservoirs, for the reception of water to be introduced; and for this purpose, they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy, for the purpose aforesaid, or to obtain materials, for the construction of said works; and to occupy, at such point they may select, sufficient ground, for a reservoir, or basin, not exceeding ten acres; to occupy, ditch, and lay pipes through, any lands, roads, or enclosures, and through any and all streets, lanes, or alleys, in Mahanoy City, and the same to repair, from time to time; and if any injury be done to private property, the said company shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

Powers and  
privileges.

SECTION 3. That the capital stock of said company shall be one hundred thousand dollars, divided into shares of twenty-five dollars each; and the said company may issue bonds, to

Capital stock.

the amount of one hundred thousand dollars, bearing interest, not exceeding eight per centum per annum, and secure the same by mortgage of their real estate, franchises and privileges.

Election of directors.

SECTION 4. The stockholders shall, annually, at such day and place as the by-laws may designate, elect seven directors, to manage the affairs of the company, who shall serve for one year, and until their successors are elected; and the persons, above named, may be the first board of directors; and they, and each succeeding board, may elect a president, from among their number, and also, appoint such other officers and agents as the interests of the company may require; and in all elections, each share of stock shall be entitled to one vote.

Non-payment of instalments, relative to.

SECTION 5. That if any subscriber to the stock of this corporation shall refuse, or neglect, to pay any instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid for thirty days, he shall, in addition to the instalment called in, pay interest thereon, for such delay, at the rate of five per centum per month; and the company may sue for, and recover, the said instalment and interest, or forfeit the amount already paid by said subscriber, as may be best for the company.

Authorized to establish regulations, fix rates, &c.

SECTION 6. That the said company shall have the right to fix and establish all necessary rules and regulations, as to the use of the said water, furnished as aforesaid, and to fix the rates and prices to be paid by the citizens and persons using the same, and to collect the same as debts are now collected by the laws of this commonwealth; and to declare dividends of the net profits of said company, as may be provided by the by-laws: *Provided*, That such part of said work, as may be deemed advisable by said company, shall be done, from time to time; and the company shall have as full power, over the work completed, as though they had finished the whole work contemplated by this act.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 144.

*An Act*

To increase the fees of certain county officers, and district attorney, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from, and after, the passage of this act, in addition to the fees allowed, by law, prior to the year Anno Domini one thousand eight hundred and sixty-five, it shall be lawful for the sheriff and prothonotary of the county of Washington, to tax, and receive, an increase of fifty per centum, and for the register, recorder and clerk of courts, of said county, to tax, and receive, an increase of twenty-five per centum, upon the amount of such fees, for all services rendered, by them, in their respective offices; and the provisions of an act, entitled "An Act relative to the fees of district attorneys, in the counties of Beaver and Clarion," are hereby extended to the county of Washington: *Provided*, That this act shall determine, and be of no effect, from, and after, the first day of May, Anno Domini one thousand eight hundred and sixty-seven.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 145.

*An Act*

Authorizing the appointment of an additional notary public, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the governor be and is hereby authorized to appoint an additional notary public, for the county of Allegheny, to reside in the borough of M'Keesport, in said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 146.

## An Act

Legalizing a tax levied in Upper Leacock township, Lancaster county, to pay bounties to soldiers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax levied in Upper Leacock township, Lancaster county, on the twentieth day of March, Anno Domini one thousand eight hundred and sixty-five, by the board of school directors, to pay bounties to volunteers, to fill the quota of said township, under the call of the President of the United States, for three hundred thousand men, of December nineteenth, one thousand eight hundred and sixty-four, be and the same is hereby legalized and made valid: *Provided*, No person, who has been a soldier, in the military service of the United States, and has been honorably discharged therefrom, shall be liable for the payment of said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 147.

*An Act*

To incorporate the Pennsylvania Association for the Advancement of  
Science.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry C. Carey, John Sartain, A. R. Thomas, M. D., R. R. Croasdale, A. Felger, M. D., J. W. Wilson, D. W. Howard, J. W. Braidwood, J. H. Wheeler, Joseph Parrish, M. D., J. Rehn, Samuel Jackson, Augustus Simon, C. A. Leech, M. D., J. L. Capen, L. Leavitt, D. Rodney King, R. Robinson Scott, John A. M'Allister and Henry Richardson, and their associates and successors, be and are hereby created a body politic and corporate, in fact and in law, under the name of the Pennsylvania Association for the Advancement of Science, and by that name, shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, to have a common seal, and the same to alter and renew at pleasure, and to be capable to take and hold, by grant, gift, devise, or otherwise, property, real and personal, not, however, exceeding the clear yearly value, or income, of six thousand dollars, and the same, at their pleasure, to grant, bargain, sell, mortgage, or otherwise dispose of.

Corporators.

Title.

Seal.

Privileges.

Limitation.

SECTION 2. The said corporation shall have power to make, and enact, a constitution, by-laws, rules and regulations, for its management, not inconsistent with the constitution and laws of this state, or of the United States, which shall provide for the qualification and admission of members, and all other matters and things, necessary for the proper management of, and carrying out, the objects of the corporation.

By-laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 148.

*An Act*

Incorporating the Cumberland Presbyterian Board of Publication.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Reverend J. N. Cary, Alexander Postley and E. W. Morrow, and their successors in office, be and they are hereby constituted, and created, a body politic and corporate, in deed and in law, by the name, style and title of the Cumberland Presbyterian Board of Publication, and by that name, shall have perpetual succession, and shall have full power and authority to adopt, and use, a common seal, and the same to change at pleasure, and to sue and be sued, plead and be impleaded, in all courts of law and equity, or before any alderman, or justice of the peace, in all manner of suits, complaints, pleas, matters and demands, of whatever nature, or kind, the same may be, and to make rules, by-laws and ordinances, and to do everything needful for the good government, and support, of the affairs of said corporation: *Provided always*, That the said rules, by-laws and ordinances, or any of them, be not repugnant to the constitution and laws of the United States, or to the constitution and laws of this commonwealth.

Title.

Seal.

By-laws.

Proviso.

Privileges.

*SECTION 2.* That the said corporation shall be able and capable, in law, to take and receive, hold and enjoy, all, and all manner of, lands, tenements, rents, annuities, franchises and hereditaments, and any sum and sums of money, and any manner and portion of goods and chattels, given, or bequeathed, to them, to be employed, and disposed of, for the purposes and objects hereinafter set forth: *Provided*, That the net annual income shall not exceed twenty thousand dollars.

Limitation.

Object.

*SECTION 3.* That the object of the said corporation shall be to purchase, or print, and circulate, the Holy Scriptures, or parts thereof, and to select, and publish, such tracts, papers, periodicals and books, as shall be a sound and suitable religious literature for Sabbath schools, ministers, congregations, and the community at large; and to take such measures, as may be necessary, for the distribution and circulation of the same.

To be subject to the control of the general assembly of the Cumberland Presbyterian church.

*SECTION 4.* That the said board of publication shall be under, and subject to, the control of the general assembly of the Cumberland Presbyterian church, and it shall be their duty to make a report, once in every year, at the meeting of the said assembly, for their approval, showing the cash account, state of the funds, progress, situation and prospects, of the said corporation, and the amount of donations and bequests, made throughout the year, with such other items of information, which it may be important for the said assembly to know.

SECTION 5. That the management of the said board of publication shall be vested in a board of managers, composed of not less than three, nor more than nine, persons, the number to be fixed by the general assembly of the Cumberland Presbyterian church; the said managers shall be elected, annually, by the said assembly, and a majority of the board, so fixed and appointed, shall constitute a quorum: *Provided*, That the persons, herein designated as corporators, shall act as such board of managers, until the next regular meeting of the said assembly: *And provided further*, That vacancies, occurring in said board of managers, by death, resignation, or otherwise, between the annual meetings of the said assembly, shall be supplied by the remaining members thereof.

Management.  
Corporators to act as managers, until election.  
Vacancies.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 149.

## A Supplement

To an act to incorporate the Orphan Asylum Society of Pittsburg and Allegheny, passed March twentieth, Anno Domini one thousand eight hundred and thirty four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the annual income of the Orphans' Asylum of Pittsburg and Allegheny, shall be limited to twenty-five thousand dollars a year; and that all acts, or parts of acts, inconsistent herewith, be and are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 150.

*An Act*

To provide for the collection of taxes, in certain townships of Potter county, and to enable the said county to pay her indebtedness to the State.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

County commissioners may appoint constables, or sheriff, to act as tax collectors.

That whenever the county commissioners of the county of Potter shall be unable to procure a suitable person, in any township, to act as collector of his township, they are hereby authorized to appoint any constable, in said county, or the sheriff of the same, to act as collector, in such township, or townships, who, after giving twenty days' notice of a time and place, within the township, that he will attend to the receiving of the taxes, in the duplicate delivered to him, is hereby authorized to collect, from all persons who shall fail to pay, on the day named, the taxes charged in the duplicate, in the same manner, with like authority, and be entitled to the same fees, as upon an execution, legally issued to said officer, for collection; the notice required to be given shall be, by posting at least six written, or printed, notices, in the most public places, in the township, and the officer shall attend at least six hours of one day, and longer, if necessary, in each township, before proceeding to levy and sell, for the non-payment of taxes; in the collection of said taxes, no property shall be exempt, and the body of delinquent shall be liable to seizure and imprisonment.

Assessment and collection of relief tax, relative to.

*SECTION 2.* The said county commissioners are hereby authorized to continue the assessment and collection of the relief tax, heretofore authorized, and to apply the said tax to the payment of the judgment, obtained by the state, against the said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 151.

*An Act*

To incorporate the Shamokin Water Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Stephen Bittenbender, Mathias Eines, John Caldwell, Commissioners.  
 Richard B. Douty, J. J. John, W. P. Withington, Reuben Fagely, John B. Douty, Franklin A. Clark, William H. Marshall, Daniel Weaver, Daniel Everet, William Roth, David N. Lake, Charles P. Helfenstein, and John J. Esher, be and are hereby appointed commissioners, and they, or a majority of them, are hereby authorized to carry into effect the establishment of a water company, to be located in, or near, the borough of Shamokin, and to be styled the Shamokin Water Title.  
 Company, for the purpose of introducing, into the borough of Shamokin, a sufficient supply of pure water, from any stream of water, within the county of Northumberland; said company shall have a capital stock of one hundred thousand dollars, to be divided into shares of twenty-five dollars each, and shall be organized, managed and governed, as provided by an act, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and be subject to all the restrictions and provisions, and have and enjoy all the rights and privileges, contained in said act, except as herein otherwise authorized and provided. Capital stock.

*SECTION 2. That it shall be lawful for the said company, by its agents, or employees, to enter upon, and take possession of, any lands, or enclosures, stream, or streams, of water, within the county of Northumberland, which they may deem necessary, for the purposes of this act, upon giving the owner, or owners, thereof, a bond, in a sufficient amount to cover all damages that may thereafter be assessed, in accordance with the provisions of the eleventh section of said act, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven; which bond shall have two sureties, to be approved of by one of the judges of the court of common pleas of Northumberland county, and shall be filed, in the office of prothonotary of said court, prior to the said company taking possession, as aforesaid; upon which said bond, the owners, or owner, of any property, taken by said company, in pursuance of the provisions of this act, his, or their heirs, or assigns, shall have the right to sue for, and recover thereon, the amount of damages, assessed in accordance with the provisions of the said eleventh section of the act, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven.* Powers and privileges.

Town council of Shamokin, or any company, may subscribe to stock.

SECTION 3. The chief burgess and town council of the borough of Shamokin, and any incorporated company, having occasion to use the water, that may be supplied by the said Shamokin Water Company, are hereby authorized to subscribe, to the capital stock of said company, any number of shares that each of them may deem proper; in which event, said borough of Shamokin, and corporators, shall have a right to vote, at the elections of said water company, under the same provisions as individual subscribers, or stockholders; and they are hereby authorized to issue their bonds, with, or without, interest coupons attached, payable at such times, and on such terms, as they may deem proper: *Provided*, That no bond shall be issued for a less denomination than fifty dollars.

Authorized to issue bonds.

Proviso.

May borrow money.

Proviso.

SECTION 4. That the said Shamokin Water Company, for the purpose of carrying into effect the objects of this act, may borrow any sum, or sums, of money, not exceeding twenty thousand dollars, and issue their bonds therefor, at such rates of interest, and in such sums, and upon such terms of payment, of said bonds, as may be agreed upon between the parties, and secure their payment by mortgaging their corporate property, rights and franchises: *Provided*, That no bond shall be issued for a less denomination than one hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 152.

## An Act

To enable the school directors of Kittanning borough to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of Kittanning borough, in the county of Armstrong, be and they are hereby authorized and empowered, to borrow any sum, or sums, of money, not exceeding fifteen thousand dollars, at a rate of interest, not exceeding six per centum per annum, for the purpose of building a school house for said borough, and issue bonds therefor, in sums not

less than fifty dollars each ; said bonds to be executed by the president and secretary of the board.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 153.

## An Act

To incorporate the New Castle Hall and Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. J. Agnew, George Pearson, Jr., George Conzette, J. N. Phillips, Paul Butz, Adam Tresser, George C. Reis, John Davis, Ezekiel Sankey, Joseph Kissick, Christian Genkinger, James R. Shaw, A. B. Bergen, and their successors, and all persons who may hereafter be associated with them, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the New Castle Hall and Market Company, and by that name, shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law, or equity, or elsewhere, and shall be able and capable, in law and equity, to take and hold, to them and their successors, either by grant, or conveyance, in fee simple, gift, devise, or lease, any land, or real estate, for the purpose of erecting, thereon, a suitable building, or buildings, for the use of said company ; and also, to take and hold, for the use of said company, any goods and chattels, sum, or sums, of money, by grant, bargain, or sale ; and generally to do all and singular, the matters and things, which shall be lawful for them to do, for the well being, and due management, of the affairs of said company.

Corporators.

Title.

Privileges.

SECTION 2. That the capital stock of said company shall not exceed the sum of twenty-five thousand dollars, divided into one thousand shares, of twenty-five dollars each.

Capital stock.

SECTION 3. The object and purpose of said company shall be to erect suitable buildings and stalls, on a suitable lot, in the borough of New Castle, the same to be appropriated, exclusively, as a hall, for public purposes, and as a market house, for the sale and vending of meats, vegetables, and

Object.

all other kinds of victuals and provisions, whatever, and such other articles as the board of managers may deem proper ; the said hall and market building, the stalls, or any one, or more, or all, of the same, to be leased, rented, or disposed of, in such manner, and upon such terms and conditions, as the managers shall determine.

**Authorized to borrow money and issue bonds therefor.** SECTION 4. That the said company shall have power, and it is hereby authorized, to borrow any sum, or sums, of money, not exceeding five thousand dollars, for the purpose of said company ; and in order to secure the payment of the same, shall issue their bonds therefor, bearing interest at six per centum, payable semi-annually, to be secured, by mortgage of all, or any part, of the real estate, together with the corporate rights and franchises, granted by this act, and to annex, to the said mortgage, the privilege of converting the same into the capital stock of the said company, at par, at the option of the holders.

**Organization.** SECTION 5. That the parties hereinbefore mentioned, or a majority of them, may proceed to organize said company, and obtain subscription to the capital stock thereof, and after one hundred and fifty shares shall have been subscribed, by not less than twenty persons, and at least ten per centum paid in, on said subscription, they shall provide, by advertisement, for the election of one president, five managers and one treasurer, who shall serve until the thirty-first day of December, one thousand eight hundred and sixty-six ; the stockholders shall elect a similar board of managers, to serve, in like manner, for one year, and until their successors shall be duly elected ; and the said managers shall supply vacancies, in their board, by death, resignation, or otherwise, until the next annual election ; but no person shall be elected a manager, who shall not be, at the time, a stockholder of said company ; and in every election, each stockholder shall be entitled to one vote, for each share of stock, held in said company ; but no stockholder, whether original subscriber, or assignee, shall be entitled to vote, at any election, or meeting, of said company, unless the whole sum called for, on the share, or shares, by him, her, or them, held, at that time, shall have been fully paid and discharged ; if, from any cause, an election of directors shall not be made, at the time appointed, the corporation shall not, for that cause, be dissolved, but an election may be held on any subsequent day, thirty days' notice thereof having been given, in one newspaper, published in the county.

**Subscriptions to stock.**

**Election of officers.**

**Vacancies.**

**Votes.**

**Managers may elect additional officers, &c.** SECTION 6. That the said managers shall have power to elect such other officers, as may be deemed necessary and expedient for the transaction of the business of the company.

**Non-payment of instalments, relative to.** SECTION 7. That if the stockholders, whether an original subscriber, or assignee, after ten days' notice of the time and place, appointed for the payment of any instalment, or proportion of the capital stock, shall neglect to pay the same at the place appointed, for the space of thirty days after the time appointed for payment thereof, such stockholders shall, in addition to their instalment, so called for, pay at the rate of one per centum, per month, for every delay of such pay-



ment; and if the same, and additional penalty, shall become equal to the sum before paid, on account of such share, the same may be forfeited by, and to, the said company, and may be sold, by them, at public sale, for such price as may be obtained therefor; or, in default of payment, of any stockholder, of such instalments, as aforesaid, for the space of sixty days after the time appointed, as aforesaid, the president and managers may, at their election, cause suit to be brought, in the same manner as debts, of a like amount, are now recoverable, for the recovery of the same, together with the penalties aforesaid.

SECTION 8. That the said company may make and have a Seal. common seal, and the same to renew and alter, at pleasure, and also, to ordain, establish and put into execution, such by-laws, ordinances and regulations, as shall appear necessary By-laws. and convenient, for the government of said company, not being contrary to the laws of the United States and of this commonwealth: *Provided*, That all by-laws must be ap- Proviso. proved, by a vote of two-thirds of the board of managers present; which fact must be recorded in the minutes kept by the board.

SECTION 9. The dividends of so much of the profits of said Dividends. company, as may be deemed advisable, by the managers, shall be declared in the months of January and July, in each and every year, to be paid at the office of said company, at any time after fifteen days from the time of declaring the same; but said dividend shall, in no case, exceed the amount of net profits of said company, so that the capital stock thereof shall not be impaired thereby.

SECTION 10. That said company shall have power, and is hereby authorized, to issue certificates of stock, at par, in liqui- May issue cer- tificates of stock tation of the whole, or any part, of the mortgage debts on in liquidation of the estate, or property, of said company: *Provided*, That mortgage debts. such issue of stock, together with the original shares, taken Proviso. and subscribed, from time to time, by the stockholders, shall, at no time, and in no event, exceed the one thousand shares, authorized under the second section of this act of incorporation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 154.

## An Act

Relative to duties and powers of constables and railroad conductors, in the counties of Erie, Crawford, Luzerne, Susquehanna and Pike.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Duties of constables.

That it shall be the duty of the constables of the several cities, boroughs, wards and townships, in the counties of Erie, Luzerne, Susquehanna, Pike and Crawford, to make diligent search for all persons, who shall, either directly, or indirectly, be engaged in the sale, and traffic, of liquors, wines, or other strong drinks, and make quarterly returns, thereof, under oath, to the courts of quarter sessions of the proper counties; and it shall be the duty of the courts to make diligent inquiries, of the constables, of the manner and fidelity with which they have attended to, and discharged, the requirements, hereby enjoined, upon them; and should the courts be satisfied that any constable, in this respect, they are hereby authorized, and empowered, to suspend, or remove, him from office, and appoint another one in his place.

Courts may remove constables.

Arrest of professional thieves, pick-pockets, &c., in the cities of Erie, Corry, Titusville and Meadville, relative to.

SECTION 2. It shall be the duty of the constables, and of the several police constables, officers, or detectives, appointed by the proper authorities, in the counties aforesaid, and they are hereby authorized, and required, to arrest any professional thief, pick-pocket, or burglar, who may be found at any steamboat landing, railroad depot, church, banking institution, broker's office, place of public amusement, auction room, or common thoroughfare, in the city of Erie, in Corry, in the county of Erie, and in Meadville, or Titusville, in the county of Crawford, and carry them, forthwith, to the mayor of the city, or burgess of the borough, or a police magistrate, to be appointed by the mayor, burgess, or city, or town, council, respectively; and if it shall be proven, to the satisfaction of the mayor, burgess, or other police magistrate, by sufficient testimony, that the person, so arrested, was attending, or frequenting, such place, or places, for an unlawful purpose, he, or she, shall be committed, by the said mayor, burgess, or police magistrate, to the jail of the proper county, for a term not exceeding ninety days, at hard labor, or, at his discretion, require the person to give security for his, or her, good behavior, for a period not exceeding one year, and require the person to pay the costs, incident to his, or her, arrest, examination and commitment.

Conductors empowered to arrest thieves, &c.

SECTION 3. That the conductors, on the several railroads, while passing through either of the counties, aforesaid, shall have like power to arrest any one who may be found stealing, or picking the pockets of passengers, or others, or committing

any breach of the peace, on the cars, and detain him, or her, till reaching any one of the places, Erie, Corry, Meadville, or Titusville, and then deliver him, or her, to a constable, or other police authority, to be taken before one of the authorities mentioned in the preceding section, to be dealt with in like manner as is there provided, for real, or suspicious, offenders; and the several magistrates, before named, shall have power to order the detention of the person, or persons, so arrested, for a period not exceeding ten days, if it shall be deemed necessary to obtain the requisite testimony, of absent witnesses, to establish their guilt.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 155.

## An Act

To authorize and empower William Quinn, trustee of Mary A. M'Goldrick, to pay the proceeds of sale, of certain real estate, to Hugh M'Goldrick.

WHEREAS, On the nineteenth day of January, Anno Domini one thousand eight hundred and sixty three, Hugh M'Goldrick, standing seized, in fee simple, of the premises, south-east corner of Thirteenth and Sansom streets, in the city of Philadelphia, by indenture of that date, conveyed the same to William Quinn, in trust, for the sole and separate use of Mary A. M'Goldrick, wife of the said Hugh M'Goldrick, during her life; and from, and immediately after, the death of the said Mary A. Goldrick, then the said trust to be void, and of no effect:

*And whereas*, Under a decree of the court of common pleas, of the said city and county, by authority of the act of assembly, of eighteenth day of April, Anno Domini one thousand eight hundred and fifty-three, the said premises have been sold, and the net proceeds thereof is now in the hands of William Quinn, trustee, as aforesaid; and the said Mary A. M'Goldrick, and the said trustee, desire that the money, the net proceeds of the said sale, shall be paid to the said Hugh M'Goldrick, and that the said trust shall then cease and terminate; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on application being made, by the said trustee, William Quinn, and the *cestui que trust*, Mary A. M'Goldrick, the court of common pleas of the city and county of Philadelphia, are hereby authorized and empowered to order and direct the said trustee to pay, to the said Hugh M'Goldrick, the money in his hands, the proceeds of the sale of the premises, south-east corner of Thirteenth and Sansom streets, held by him, as trustee of Mary A. M'Goldrick

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 156.

## A Supplement

To an act, entitled "An Act to incorporate the Provident Life and Trust Company of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Time of holding annual meeting of stockholders, changed.

That so much of the second section of the act, to which this is a supplement, as provides that the regular annual meeting, of the stockholders of said company, shall be held on the second day of the first month, in each year, be and is hereby repealed; and such meeting shall, hereafter, be held on the second Monday of the first month, January, in each and every year.

Company may be appointed trustee, guardian, &c., by persons, or corporations.

SECTION 2. That it shall and may be lawful for any person, or persons, or bodies politic, or corporate, by deed, will, or otherwise, to make and appoint the said company trustee, guardian of the estates of minor children, committee of a lunatic, or receiver, in the same manner, and upon the same provisions, as by the fifth section of the act, to which this is a supplement, any court of the commonwealth of Pennsylvania can, or may, do; and the said company is further empowered to accept such appointments, and to act as executor, or administrator, of any deceased testator, or intestate, without



their being required to be given, by said company, any bond, or sureties, for the fulfilment of such trusts; and letters testamentary, and of administration, may be issued, by the registers of wills, for the proper counties, to them, for such appointments as executor, or administrator, as the said company may accept, without such bond, or sureties.

SECTION 3. That the capital stock of said company shall be taken and considered as the security, required by law, for the faithful performance of their duties, as such executors, or administrators, guardians, trustees, or receiver, and shall be liable, in case of any default.

SECTION 4. That the seventh section of the said act, incorporating said company, be and is hereby repealed; and that every policy holder, in the said company, having paid up the dues, to the company, on their several policies, shall be entitled, at each annual election for directors, to one vote for one director.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 157.

## An Act

To enable the county commissioners of Montgomery county to call in, for liquidation, certain county bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Montgomery county are hereby authorized to call in, for liquidation and cancellation, when due, and in the order of their respective numbers, all county bonds, heretofore issued by them, and to require the same to be presented, for payment, at the office of the said commissioners, at the court house, in the borough of Norristown, in said county, after three weeks' notice, published, once a week, in three newspapers printed in said county, designating, by their respective numbers and amounts, the particular bonds, so to be presented for payment; and after the expiration of the time, fixed by such notice, all bonds, so due, and designated for presentation and payment, and not pre-

sented for payment, at the office of said commissioners, shall cease to bear interest.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 158.

## An Act

Authorizing the commissioners of Northampton county to purchase a law library.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners authorized to purchase law library.

That the commissioners of Northampton county are hereby authorized, and required, out of any moneys, in the treasury of said county, for the year one thousand eight hundred and sixty-six, not otherwise appropriated, to expend, under the direction of the president judge of the court of common pleas of said county, a sum not exceeding one thousand, nor less than five hundred, dollars, for the purchase of a law library and book cases, for the use of said county, and to be placed in the court house thereof, and in some convenient room adjoining the court room.

Certain fines, penalties, &c., to be, hereafter, applied to the purchase of books.

SECTION 2. That, hereafter, all fines, forfeitures, penalties and amercements, which shall be paid into the treasury of said county, and not payable to the commonwealth, shall be applied, by the said commissioners, under the direction of the said president judge, in purchasing additional law books for said library.

Repeal.

SECTION 3. That all laws, or parts of laws, inconsistent with the foregoing sections, are hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 159.

**An Act**

Relating to the sheriff's costs, in Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of the act, approved the seventeenth day of February, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act relating to sheriff's and prothonotary's costs, in Luzerne county," and the provisions of the act, approved the eighteenth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relating to sheriff's fees, in Luzerne county," and the provisions of the act, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-three, entitled "An Act regulating the fees of the sheriffs of Blair and Huntingdon counties," be and the same are hereby extended to the county of Lycoming."

Certain provisions extended to.

SECTION 2. That in cases where a levy is made, on personal property, the said sheriff of Lycoming county is hereby authorized to employ a watchman, to take charge of the same; and the said sheriff shall be entitled to charge, and receive, compensation for the services of said watchman, not exceeding three dollars per day: *Provided*, That the sales, made in pursuance of such levy, shall exceed the sum of three hundred dollars: *And provided further*, That the compensation shall, in no case, exceed the sum of twenty dollars.

In cases of a levy on personal property, the sheriff may employ a watchman. Proviso.

Limitation.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 160.

*An Act*

To enable the Lick Run and Sugar Creek Oil Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lick Run and Sugar Creek Oil Company, of the city of Philadelphia, incorporated under the act of eighteen hundred and sixty-three, relating to manufacturing and mining companies, be and they are hereby authorized to borrow a sum of money, not exceeding twenty thousand dollars, payable in three years, at a rate of interest, not to exceed ten per centum per annum, payable semi-annually; also, to have power to execute a mortgage, upon all the real and personal estate of the company, to secure the payment thereof, with the privilege of selling the bonds, accompanying such mortgage, to the highest bidder, by inviting proposals, for ten days, by a notice, published in one, or more, daily newspapers, published in the city of Philadelphia: *Provided*, That the directors of the company cannot sell them, privately, at par.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 161.

*An Act*

Legalizing the official acts of Richard Biddle and John C. Craven, overseers of the poor, in Hillsgrove township, Sullivan county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the official acts of Richard Biddle and John C. Craven,



overseers of the poor, in Hills Grove township, Sullivan county, for the year one thousand eight hundred and sixty-five, shall be held as valid, in law, as if said overseers of the poor had entered into bonds, as required by an act of assembly, approved the sixteenth day of March, one thousand eight hundred and sixty.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 162

## A Further Supplement

To an act, entitled "An Act to authorize the erection of a poor house by the township of Jenkins, the borough of Pittston, and the township of Pittston, in the county of Luzerne," approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-seven.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several acts, or parts of acts, of assembly of this commonwealth, relative to the return, advertising and sale, by collectors of taxes, and county commissioners and treasurers, of wild, or unsettled, lands, for non-payment of taxes, so far as said acts apply to the county of Luzerne, are hereby made applicable to the said poor district, and for the benefit of said poor district; and it shall be the duty of the officers, aforesaid, to proceed, in the same manner, for the collection of poor taxes, assessed on such lands, as is now provided in the case of school and road tax: *Provided*, That this act shall only extend to the territory of said poor district.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 163.

## An Act

Relating to the Jewish Foster Home, of the city of Philadelphia, giving to the managers the guardianship of certain children, and power to bind them out as apprentices.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the Jewish Foster Home, of the city of Philadelphia, shall have the guardianship of the children, placed under their care and management, during their minority; and the said managers shall have power and authority, whenever, in their opinion, they may deem proper, to bind the said children, as apprentices, during their minority, to such persons, and at such places, whether within, or outside of, this commonwealth, and to learn such trades and employments as, in the judgment of the said managers, will be most conducive to the benefit and advantage of the said children: *Provided,* That such charge and power, to bind out, given to the said managers, shall not, in the cases of females, extend beyond the age of eighteen years: *Provided further,* That in the indentures of said binding out, the said managers shall provide, that said minors shall receive not less than three months schooling, in each and every year, during the term of said indentures.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 164.

## An Act

Relating to the constables of the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all acts, or parts of acts, which require constables, regularly, to make return, at each term of the court of quarter sessions, of retailers of spirituous liquors, and whether any place is kept, within their respective bailiwicks, for the sale of intoxicating liquors, in violation of law; and also, all laws, or parts of laws, which require constables to make return, at the next term of the proper court, after any general election, whether, or not, any disturbance occurred, at such election, be and the same are hereby repealed, so far as relates to the making of such return, or returns, at each term of the court, in the county of Chester; but constables are hereby required to make return, to the proper court of said county, in all cases of such violation, or disturbance, when known to them, or when required so to do by any person, or persons, having knowledge of such illegal sales, or of such disturbance, at any election, aforesaid. Repeal of certain provisions.

SECTION 2. Constables elect, who appear at the next court of quarter sessions of said county, after their election, to accept, or refuse, the office, shall receive the same pay and mileage as is allowed for making the return aforesaid. Pay and mileage of constables, in certain cases.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 165.

## An Act

To incorporate the Great Eastern Detective Horse Insurance Company, to insure against thieves, disease, accidents and death.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That there be established, in the state of Pennsylvania, an insurance company, to be called the Great Eastern Detective Horse Insurance Company, for the purpose of insuring live stock, against thieves, disease, accidents and death. Insurance company to be established.

SECTION 2. All such persons as shall hereafter become stockholders, and their associates, successors and assigns, shall be, and they are hereby declared to be, a body politic and corporate, by the name and style of the Great Eastern Detective Title. Incorporation.

Privileges.	<p>Horse Insurance Company, capable, in law and in equity, in that name, to sue and be sued, to plead and be impleaded, and to do all other matters and things necessary, in law, to protect and defend its corporate rights, and may have a common seal, which they may change at pleasure; the said company is hereby authorized, by, and through, its proper agents and officers, to brand all animals, by them insured; which brand shall consist of the letters E, H, I, C, and when appearing upon any animal, shall be <i>prima facie</i> evidence, that such animal has been insured, in said company; it shall not be lawful for any person, or persons, other than the regular officers, or proper agents, of said company, to brand any animal, with the brand above described; and for every wilful violation of this provision, the offender may be prosecuted, in the name of the commonwealth of Pennsylvania, before any justice of the peace, or public magistrate, in the county wherein the same shall have occurred; which justice of the peace, or public magistrate, may impose a fine, at his discretion, of not less than ten, nor more than fifty, dollars.</p>
Seal.	
Animals insured to be branded, &c.	
Penalty for use of brand, &c.	
Capital stock.	<p>SECTION 3. The capital stock of said company shall not be less than fifty thousand dollars, divided into shares, of one hundred dollars each, which said stock shall be deemed personal property, and be transferable, on the books of the company.</p>
Commissioners.	<p>SECTION 4. Frederick Beck, Jeremiah Seitzinger, Daniel L. Esterly, Kennedy Robinson, Daniel Boyer, George E. Hoffman and Benjamin Becker, are hereby appointed commissioners, for procuring subscriptions to the capital stock of said company; and they, or either of them, shall open subscription books, in Pottsville, or any other town, borough, or city, of the state of Pennsylvania, for such stock; and said books shall be kept open, from time to time, until the said sum of fifty thousand dollars shall have been subscribed.</p>
Subscriptions to stock, relative to.	<p>SECTION 5. When fifty thousand dollars of said stock shall have been subscribed, and ten per centum actually paid in, said commissioners shall notify the stockholders thereof, and appoint a time and place, at which, they shall elect not less than three directors, nor more than seven, whose duty it shall be to manage the business of said company, and who shall hold their offices for one year, and until others shall be elected in their place; and annually, thereafter, the board of directors shall be elected by the stockholders of said company, who shall be entitled, in all elections, to cast one vote for each share of stock.</p>
Election of directors.	
Votes.	<p>SECTION 6. When the board of directors of said company shall have been elected, as aforesaid, the above named commissioners shall deliver, to said directors, the subscription books, moneys collected on subscriptions, and all other papers and things, in their hands, necessary to a full organization of said company; and said board of directors shall proceed to organize, by the election of a president and secretary; they may, also, elect any other officers, or agents, they may deem necessary for the successful working of said company, who shall hold their offices for one year, and until their successors</p>
Organization.	



are elected; the board of directors may adopt such by-laws, By-laws. for the general conduct of the business of the company, fix, or change, the location of the office thereof, including the principal office, or the amount of capital stock, not exceeding one hundred thousand dollars, as they may, from time to time, deem advisable; they shall also fix the salaries, and define the duties, of all employees of the company.

SECTION 7. When the board of directors shall have organized said company, as provided in section six, they shall, by public, or personal notice, of, at least, ten days, require all unpaid stock to be secured, by good and legal stock notes, payable on demand, to said company, and shall issue, therefor, certificates of stock, setting forth the amount paid in cash, and the amount and terms of notes, for the residue. Unpaid stock, relative to.

SECTION 8. Said company shall have power to issue policies of insurance, insuring against the loss, by a thief, or thieves, decease, accident and death, of horses, cattle, mules, asses, and live stock, generally; which policies shall be upon the stock plan, and upon such terms, and conditions, as its board of directors may, from time to time, determine, and to do all necessary acts and things, required, in the law, to make such policies legal, equitable and binding; all policies of insurance, issued by said company, shall be signed by the president and secretary. Policies of insurance to be issued.

SECTION 9. This act shall take effect, and be in force, from and after its passage: *Provided*, That if the corporation, created by this act, shall not organize, within one year from the passage hereof, then, this act shall be null and void. Act to take effect immediately.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 166.

## An Act

To authorize Thomas P. Wilson, of the borough of Wrightsville, York county, to collect certain tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the warrant issued by the town council of the borough of Wrightsville, for borough purposes, and other use, for the year ending on the third Friday in March, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby renewed and continued, in full force and virtue, for and during the term of one year, from the date of the passage of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to authorize Thomas P. Wilson, of the borough of Wrightsville, York county, to collect certain tax," was presented to the governor, on the eighth day of February, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

A. W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 12, 1866.*

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No. 167.

## An Act

Relating to bounties, in Manor township, Lancaster county.

WHEREAS, The school directors of Manor township, Lancaster county, under the call of the President for troops, in March, Anno Domini one thousand eight hundred and sixty-five, did levy a tax, not exceeding two per cent., for bounty purposes:

*And whereas,* The tax, so levied, is sufficient to pay the bounties to volunteers, mustered into service, and accredited to the said township, under the said call, and for the payment of necessary expenses, incurred in filling the quota of said township; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax levied by the board of school directors of Manor township, Lancaster county, for bounty purposes, and for de-

fraying the necessary expenses, incurred in filling the quota of said township, under the call of the President, of March, Anno Domini one thousand eight hundred and sixty-five, shall be collected, as other bounty taxes are collected, and is hereby legalized and made valid : *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 168.

## An Act

Authorizing the election of additional officers, and changing the manner of collecting taxes, in the townships of Robinson and North Fayette, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, it shall be lawful for the qualified voters, of the townships of Robinson and North Fayette, Allegheny county, to each elect a township treasurer, and four, instead of two, supervisors, as heretofore, for said townships; and said supervisors shall, within twenty days after their election, divide each of said townships into four separate, and distinct, districts, as a majority of said supervisors may deem proper, and each supervisor is to have the supervision of his respective district; and that the general provisions of the act of assembly of this commonwealth, approved the fifteenth day of April, Anno Domini one thousand eight hundred and thirty-four, relative to the duties of township treasurer, be and are hereby applied to the townships of Robinson and North Fayette, excepting so much as is supplied by the following proviso: that the term of office of said treasurers shall be two years, and it shall be required of said treasurers, before entering upon the duties of their respective offices, to file, with the auditors of said townships, a bond, with approved security, for the faithful performance of their

Each township to elect a treasurer and four supervisors.

Their duties.

Treasurers to give bond, &c.

Compensation.

respective duties, and to pay out school tax only on warrants drawn on them, by the president of board of directors, and countersigned by the secretary; and it shall be lawful for said treasurer to retain, as his compensation, for service, three per cent. on all moneys received, and paid out, by him, in behalf of said townships.

Mode of collecting taxes.

SECTION 2. That from and after the first day of April, one thousand eight hundred and sixty-six, all road, school, and other local taxes, payable to the aforesaid townships, shall be paid at the office of the treasurer of each of said townships; and said treasurers shall make allowance, to all payers of said taxes, who shall pay the same, in the year for which they are assessed, as follows, namely: For all road taxes paid on, or before, the first day of June, a deduction of five per centum shall be made; if paid after the first day of June, and on, or before, the first day of November, no deduction shall be made; all school and other local taxes, (road excepted,) if paid on, or before, the first day of August, a deduction of five per centum shall be made; if paid after the first day of August, and on, or before, the first day of November, no deduction shall be made; and all of said road, school and other local taxes, paid after the first day of November, and on, or before, the thirty-first day of December, an addition of five per centum shall be added to, and made payable thereon; and if any of said taxes remain unpaid, after the said thirty-first day of December, then an addition of five per centum shall be added to, and collectable thereon; said five per centum to be allowed for collecting all such, as hereafter provided.

Notice to be given delinquents.

SECTION 3. It shall be the duty of the treasurers of aforesaid townships, to receive all aforesaid taxes, and receipt for the same, and shall, on the first day, or within the first week, of October, annually, give notice, by written handbills, in not less than ten of the most public places, in said townships, to all persons who may have neglected, or refused, to pay their aforesaid taxes, requiring all such delinquents to pay the same, on, or before, the first day of November, following; if not, five per centum will be added to, and made payable thereon:

Collection, relative to.

*Provided*, The same be paid on, or before, the thirty-first day of December, next following; if not, then, an addition of five per centum shall be added to, and collectable thereon; and it shall be the duty of said treasurers to issue their warrants, for collecting, within five days after the aforesaid thirty-first day of December, directed to the constable of each of said townships, or some other qualified voter thereof, having first obtained security for the performance of his duty, requiring said collector to collect all such sums as said delinquent may stand charged with, according to the general law for the collecting of all such taxes: *Provided*, The same be not paid to said collector, within ten days after said collector receives his warrant; and should said collector return, to the treasurer, that any of said taxes cannot be collected, for want of sufficient goods and chattels, it shall be the duty of the treasurer, forthwith, to certify each case to the commissioners of aforesaid county, who shall dispose of the same, according to the present laws, in like causes.



SECTION 4. All acts, or parts of acts, inconsistent with this act, be and the same are hereby repealed, so far as relates to the townships of Robinson and North Fayette, Allegheny county. Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 169.

## An Act

To incorporate the Susquehanna and Delaware Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elijah C. Wadhams, Edward P. Darling, Josiah W. Eno, G. B. Nicholson, and Samuel R. Marshall, and their associates and successors, be and they are hereby erected into, and made, a corporation and body politic, by the name, style and title of the Susquehanna and Delaware Railroad Company. Corporators.  
Title.

SECTION 2. The capital stock of said company shall be one million of dollars, divided into shares of one hundred dollars each, with the right to increase the same, to any sum, not exceeding three millions of dollars. Capital stock.

SECTION 3. The said company shall have power to construct a railroad, with one, or more, tracks, by locomotive, or other, grades, from any point, within five miles of the borough of Wilkesbarre, to any point, upon the Delaware river, above the borough of Easton, with the right to build branches, not exceeding ten miles in length; and with the right, also, to construct a bridge over the river Susquehanna, and to construct a bridge over the river Delaware: *Provided*, That if the said company shall see fit to construct its railroad into Wayne county, it shall be so constructed as to run to the borough of Honesdale, in said county. Privileges.

SECTION 4. The said company shall have the right to borrow money, not exceeding, in amount, the amount of the capital stock subscribed, and to issue bonds therefor; and the said bonds to secure, by mortgage upon the estate, property and franchises, of the corporation. Authorized to borrow money and issue bonds therefor.

Subject to.

SECTION 5. The said company shall be entitled to all the privileges, and be subject to all the provisions, of the act of assembly, entitled "An Act regulating railroads," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Susquehanna and Delaware Railroad Company," was presented to the governor, on the second day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

A. W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 15, 1866.*

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No. 170.

## An Act

To repeal an act, entitled "An Act extending the act relating to the selling of the repairing of the public roads, in certain townships, in Schuylkill county, to Mauch Chunk township, in Carbon county," approved the fifth day of March, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act extending the act relating to the selling of the repairing of the public roads, in certain townships, in Schuylkill county, to Mauch Chunk township, in Carbon county," approved the fifth day of March, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby repealed; and that, hereafter, the said township of Mauch Chunk shall be subject to the provisions of the eighty-first section of the act of the fifteenth of April, Anno Domini one thousand eight hundred and thirty-four, relating to counties and townships, and county and township

officers ; and that the supervisors, required by the provisions of this act, shall be elected, at the first annual election after the passage of this act ; one to serve one year, one, two years, and one, three years, and thereafter, one each year, to serve three years.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 171.

## An Act

To repeal an act, passed the seventh day of February, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act providing for the election of a treasurer and two additional supervisors, in the township of Bethlehem, in the county of Northampton."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act of the general assembly, passed the seventh day of February, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act providing for the election of a treasurer and two additional supervisors, in the township of Bethlehem, in the county of Northampton," is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 172.

**An Act**

Relative to roads, in East Fallowfield township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to the opening and making of new roads, and building of bridges, in the township of West Marlboro', in the county of Chester, and relative to repairing the roads in said township," approved the twelfth of February, Anno Domini one thousand eight hundred and fifty-nine, be and are hereby extended to the township of East Fallowfield, in the county of Chester.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 173.

**A Further Supplement**

To an act for the regulation and government of the Montgomery county prison, approved the eighth day of April, Anno Domini one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Convicts, in certain cases, may be sentenced to imprisonment in the penitentiary, or county prison, at the discretion of the court.

That any person, who shall be convicted, in any of the courts of criminal jurisdiction, in the county of Montgomery, of any crime, or misdemeanor, the punishment of which is, or shall be, imprisonment and labor, in the penitentiary, and whose term of imprisonment shall not be less than one year, may be sentenced, by the said courts, to undergo such imprisonment and labor, in the Eastern penitentiary, or in the Montgomery county prison, at the discretion of the court.



SECTION 2. That it shall, and may, be lawful for any of the courts, aforesaid, to issue an order to the inspectors and keeper of the Montgomery county prison, for the removal of any convict, or convicts, heretofore sentenced, or who shall hereafter be sentenced, to imprisonment and labor, in the said Montgomery county prison, to the Eastern penitentiary, in which they shall serve out the unexpired term of their several sentences; which order shall be executed by the sheriff of Montgomery county: *Provided*, That in all future cases, arising under this act, the sentence of the court shall be construed to embrace the said power of removal, as fully as if the same were expressly mentioned therein. Courts may issue orders for removal of convicts to penitentiary.

SECTION 3. That all cases of imprisonment, in the Eastern penitentiary, under the provisions of this act, shall be subject to, and regulated by, the laws which are, or shall be, in force, in regard to said penitentiary, so far as the same shall, or may, be applicable. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 174.

## A Further Supplement

To an act, entitled "An Act to authorize the construction of a bridge over Oil creek, in the borough of Oil City, in the county of Venango," approved the twenty-seventh of February, Anno Domini one thousand eight hundred and sixty-five.

WHEREAS, By an act, entitled "An Act to authorize the construction of a bridge over Oil creek, in the borough of Oil City, in the county of Venango," approved the twenty-seventh of February, Anno Domini one thousand eight hundred and sixty-five, and a supplement thereto, approved the tenth of March, Anno Domini one thousand eight hundred and sixty-five, the said borough was authorized to construct a bridge, in said borough, and did incur, therefor, a very heavy expense, and had so far advanced in the enterprise, as to have a wooden structure erected, which was capable of temporarily accommodating the public, and had made large payments on their iron structure, intended to be erected: Preamble.

*And whereas*, The recent spring freshet so gorged the ice, as to carry away the said bridge, and the said borough is unable to erect their iron structure, at present, though the necessity thereof is urgent; for remedy whereof,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

County authorized to loan the borough of Oil City a certain sum of money, and take bonds therefor.

That the county of Venango be and is hereby authorized to lend, to the said borough of Oil City, a sum, not exceeding fourteen thousand dollars, and take the bonds of the said borough therefor; and the county commissioners of said county are fully empowered to make said loan, and said borough is authorized to execute, and deliver, the bonds for the same.

May receive tolls from foot passengers, until the borough shall be re-imbursed.

**SECTION 2.** That the burgess and town council of the said borough be and they are hereby authorized, in addition to the tolls allowed to be taken, by the acts of assembly hereinbefore mentioned, to take from each foot passenger, crossing said bridge, the sum of two cents, for each crossing, until the said borough shall be re-imbursed for all the moneys expended in the erection, construction and maintenance of said bridge, and no longer.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 175.

## An Act

To annul the marriage contract between James R. Mattson, and Sarah F., his wife.

**WHEREAS**, James R. Mattson, and Sarah F. Elderkin, were married, on the second day of November, Anno Domini one thousand eight hundred and sixty-four, with a distinct understanding that said marriage ceremony was only a jest, and not to be considered a marriage, in fact, or in law:

*And whereas*, Said Sarah F. Elderkin, upon her oath, deposeseth and says, that she has never lived, or co-habited, with said James R. Mattson, as man and wife, and never will, and asks that she may be divorced from him; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract, entered into between James R. Mattson, and Sarah F. Mattson, his wife, be and the same is hereby annulled and made void, and the same parties released, set free, and discharged, from said contract, and the duties and obligations thereunder, as fully, effectually, and absolutely, as if said contract had never been made.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 176.

## A Supplement

To an act passed the thirteenth day of April, one thousand eight hundred and fifty-nine, relating to billiard saloons, et cetera, in the counties of Chester and Delaware, extending the same to the counties of Erie, Crawford, Venango, Warren, Tioga, Potter and M'Kean.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the first and second sections of an act, entitled "An Act for the better regulation of billiard rooms, bowling saloons and ten-pin alleys, in the counties of Chester and Delaware," approved the thirteenth day of April, one thousand eight hundred and fifty-nine, be and the same are hereby extended to the counties of Erie, Crawford, Venango, Warren, Tioga, Potter and M'Kean: *Provided,* That no license, however obtained, to sell spirituous, vinous, brewed, or malt, liquors, when used for the sale of any such liquors, in any of the places, described in the second section of said act, or other places, where bagatelle tables, or other contrivances, or devices, for any games of hazard, or address, are kept, shall be available, to the party so using it, as a defence, to any indictment, for a nuisance, or for selling such liquors, without license, but shall be declared null and void, by the courts before which

## LAWS OF PENNSYLVANIA,

the same shall be tried ; nor shall the penalties, imposed by said section, operate as such.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 177.

## An Act

To fix the number of directors of the Sandy Lick Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of directors of the Sandy Lick Railroad Company shall be and is hereby fixed at seven, one of whom shall act as president, and be elected, by the board of directors, out of their number ; and that an election for the same shall be held at Clearfield, at a time and place to be, by the president of the company, fixed ; first giving two weeks' notice thereof, by publication, in one newspaper, in Clearfield county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.



No. 178.

*An Act*

To authorize the Gallatin Oil Company, of Pennsylvania, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Gallatin Oil Company, of Pennsylvania, to borrow, on loan, for the prosecution of their legitimate business, any sum, or sums, of money, not exceeding the amount of capital stock paid in, or represented by the lands of the company, and issue bonds therefor, not less, in amount, than one hundred dollars each, at a rate of interest, not exceeding seven per centum per annum; and for securing the payment thereof, to execute a mortgage, or mortgages, of all, or any part of, their real estate and franchises, under the seal of the corporation, to be signed and acknowledged by the president, or other chief officer, thereof: *Provided always,* That the loan, to be created, shall have been approved by a majority of the stockholders, at a meeting convened to consider the propriety of borrowing the proposed sum of money.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 179.

*An Act*

To increase the bounty tax, in Jackson township, Tioga county, for the purpose of paying bounty bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That in the present, and each succeeding, year, until the year one thousand eight hundred and sixty-eight, inclusive, the supervisors of the township of Jackson, county of Tioga, are hereby authorized to levy a bounty tax, on all the property of said township, liable to taxation, not exceeding ten per cent., for the purpose of paying the bounty bonds of said township: *Provided*, That the said *per capita* tax shall not be collected from officers, and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 180.

## An Act

Supplementary to an act appointing commissioners to lay out and open a state road, in the counties of Potter and M'Kean, approved the eleventh day of April, Anno Domini one thousand eight hundred and fifty-nine, and authorizing a change in the location of said road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners  
authorized to  
change location  
of road.

That the commissioners of said state road are hereby authorized to change the location of said road, between the Taggart dugway and the house of Lyman Nelson, so as to locate the said road, all the way, between said points, on the side hill, out of the reach of high water; said change of location may be made at any time hereafter, should the said commissioners deem it advisable to make the change.

Commissioners  
appointed to ap-  
praise damages.

SECTION 2. That L. B. Cole, A. F. Jones and D. F. Glanmin are hereby appointed commissioners, to appraise any damages that may be sustained by any person, or persons, by reason of such change, in the location of said road, who shall, before the opening of the changed location, after giving at least five days' notice, to the persons affected by the proposed change of road, proceed to estimate, and fix, the damage sustained by each person, and file their report, in the common pleas of Potter county, at, or before, the next court after the making out of said report; and when so filed and approved,

by the said court, to be conclusive, and the damages awarded to each person shall be paid before the opening of the road, so changed ; said commissioners, to appraise damages, to be paid two dollars per day, for their services, out of the state road fund.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 181.

## An Act

Relative to bounties to veteran volunteers, in the township of Spring, county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the supervisors of the township of Spring, in the county of Crawford, are hereby authorized, and required, to levy and collect a tax sufficient to pay, to each of the following named persons, veteran volunteers, credited to said township, the sum of two hundred dollars : Thomas Jefferson Beals, Edwin G. Irish, Walter V. B. Reed, Daniel G. Gibson, Isaac S. Baldwin, William B. Hills, Abram Higernell, Hiram D. King, William Morgan and W. P. Gould, to be paid by the first of September, one thousand eight hundred and sixty-six.

Supervisors authorized to levy tax to pay bounties to certain veterans.

SECTION 2. That they, the said supervisors, are hereby authorized to levy and collect, at the same time, a tax sufficient to cover any deficiency that may have occurred, in previous levies, to pay bounties to volunteers ; said tax to be levied in accordance with the general bounty law, and its several supplements : *Provided*, Said tax shall not be collected from officers, and soldiers, who may now be in the volunteer service of the United States, or who have been honorably discharged therefrom

Tax to be levied to cover deficiencies in previous levies.

Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 182.

*An Act*

Authorizing the supervisors of the several townships, in the county of Crawford, to levy additional taxes for road and bridge purposes.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Supervisors authorized to levy additional taxes for road and bridge purposes

That the supervisors of the several townships, in the county of Crawford, be and are hereby authorized to assess and collect a tax, for road and bridge purposes, such as they may deem necessary; said tax not to exceed one and one-half per centum, on the dollar, of valuation, in any one year; and if the said supervisors shall deem it necessary, they may collect a part of the tax, so assessed, in money: *Provided*, That the part assessed, in money, shall not, in any one year, exceed one-half of one per centum on each dollar of valuation.

Compensation of supervisors, assessors, &c.

*SECTION 2.* That the said supervisors shall settle their accounts, as provided by existing laws; and the compensation of said supervisors shall not exceed one dollar and fifty cents per day; and the compensation of the assessors shall be one dollar and fifty cents per day, for each day necessarily employed, with the supervisors, in making out their duplicates.

Repeal.

*SECTION 3.* That all acts, and parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 183.

## A Supplement

To an act to incorporate the Berks and Chester Railroad Company, approved April twentieth, Anno Domini one thousand eight hundred and sixty-four, extending the time for the completion of said railroad, and authorizing it to connect with the Delaware and Pennsylvania State Line Railroad Company, and to be consolidated therewith, under the provisions of the act of the general assembly, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time in which the Berks and Chester railroad shall be completed, and in running order, be and the same is hereby extended, for a period of five years, from and after the time limited in the eighth section of the act, to which this is a supplement.

Time for completing road extended.

**SECTION 2.** That said company be and is hereby authorized to connect their road with the Delaware and Pennsylvania State Line Railroad Company, and, at any time, to consolidate therewith, under, and subject to, the provisions and restrictions of an act of the general assembly of this commonwealth, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act supplementary to an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine."

Authorized to connect with the Delaware and State Line railroad, and to be consolidated therewith.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED—**The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 184.

**An Act**

To prevent and punish prize fights and boxing matches, in the counties of Pike, Schuylkill, Luzerne, Erie and Montgomery.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Prize fights,  
&c., prohibited,  
within certain  
counties.

That prize fights and boxing matches are hereby declared to be unlawful, within the counties of Pike, Schuylkill, Luzerne, Erie and Montgomery, and any person engaging, or participating, therein, either as principal, second, or by-stander, shall be guilty of a misdemeanor, and upon conviction thereof, shall be sentenced to undergo an imprisonment, not exceeding one year, and pay a fine, not exceeding five hundred dollars, or either, at the discretion of the court.

Duty and power  
of sheriff.

*SECTION 2.* That it shall be the duty of the sheriff, of said county, when informed that a prize fight, or boxing match, is about to take place, within the said county, to call out such force as may be necessary to prevent the same; and for that purpose, he shall have power to summon, verbally, every able bodied man, between the age of eighteen years and forty-five, to attend him forthwith, and assist in maintaining the peace.

Penalty for non-  
attendance of  
persons sum-  
moned as wit-  
nesses.

*SECTION 3.* Any person, so summoned, and not attending forthwith, as above required, shall be guilty of a misdemeanor, and upon conviction thereof, shall forfeit, and pay, a fine of one hundred dollars, or, in default of payment thereof, undergo an imprisonment, in the county jail, not exceeding six months.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 185.

## An Act

Relating to the compensation of sheriffs, for boarding prisoners, in the counties of Mercer, Erie, Perry, Franklin, Susquehanna and Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of quarter sessions of the peace of the counties of Mercer, Erie, Perry, Franklin, Susquehanna and Bradford, shall have the power to increase, or decrease, from time to time, the compensation of the sheriff of said counties, for boarding prisoners, in the county jail, and fix the sum at any amount which said court may think reasonable and just: *Provided*, That said compensation shall not exceed fifty cents per day for each prisoner: *And provided*, That said court shall have the power to increase said compensation, for boarding said prisoners, since the first day of April, one thousand eight hundred and sixty-five.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 186.

## An Act

To connect Warren county with, and constitute a part of, the Twelfth Normal school district of the state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county of Warren, in the state of Pennsylvania, shall hereafter be and is hereby constituted a part of the Twelfth Normal school district of the state of Pennsylvania,

and entitled to all benefits of the same ; and all acts, or parts of acts, conflicting with this, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 187.

## An Act

Relative to Lower Mahanoy school district, in Northumberland county.

Preamble.

WHEREAS, Adam Lenker, B. M. Bubb, David Seiler, Franklin Markley, Elias Weist and S. B. High, were duly elected school directors of Lower Mahanoy township school district, in Northumberland county, at the regular time and place for holding such elections :

*And whereas*, It is not designated, in the certificate and returns of said election, which of said directors are to serve one year, which two are to serve two years, and which two are to serve three years, as is required by the sixth section of the act of assembly, passed the fourteenth day of May, Anno Domini one thousand eight hundred and fifty-four, entitled "An Act for the regulation and continuance of a system of education by common schools ;" therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Official term of directors elected, fixed, and election legalized.

That the said Elias Weist and Samuel B. High shall serve one year, Franklin Markley and David Seiler shall serve two years, and Adam Lenker and B. M. Bubb shall serve three years, as school directors of said school district ; and the election of school directors, for said district, held on the seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five, is hereby legalized and confirmed, and the said directors shall hold their offices for the terms, respectively, hereinbefore mentioned, and until their successors are regularly elected, or appointed.

School tax, relative to.

*SECTION 2.* That it shall be lawful for said school directors, by the votes of not less than a majority of the members of the board, to determine the amount of school tax which shall be levied, on said district, for the current and ensuing year, after



their election, as aforesaid ; and the said board of school directors, or a majority of them, may proceed to levy, and apportion, the said school tax, pursuant to the act aforesaid, and the same shall be legal and valid, to all intents and purposes, as if the said school tax had been so levied, and apportioned, on, or before, the first day of July, Anno Domini one thousand eight hundred and sixty-five.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 188.

## An Act

Relative to the collection of school taxes, in Robeson township, Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the next assessment of school taxes, in Robeson township, Berks county, the collection of said tax shall be given to the lowest bidder for the same, proposals to be presented to the board of school directors of said township, at least three weeks prior to the giving out of said collection of school tax ; and the difference between the compensation now allowed by law, for the collection of such tax, and the bids obtained, under the provisions of this act, shall be paid into the common school fund of said township, for the purpose of education : *Provided*, That the collector shall give good and sufficient security, to said school directors, for the true performance of his duty, in the collection of said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 189.

*An Act*

To repeal an act, extending the provisions of an act to alter the road laws, in the township of Lenox, in the county of Susquehanna, and for other purposes, so far as the same was extended to the township of Clifford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of an act, extending the provisions of an act to alter the road laws, in the township of Lenox, in the county of Susquehanna, and for other purposes, approved March twenty-fifth, one thousand eight hundred and forty-eight, be and the same is hereby repealed, so far as relates to the township of Clifford, in Susquehanna county; and that the road laws, as they existed in the township of Clifford, at the time of the passage of this act, be and the same are hereby revived, and are in full force and effect.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 190.

*An Act*

To incorporate the Cresheim Turnpike and Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* Commissioners. That H. I. Hartwell, Owen Sheridan, Joshua Comly, William Hopkins, W. F. Smith, of Philadelphia, or any three of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name of the Cresheim Turnpike and Bridge Company, with all the  
Title.

powers, and subject to all the provisions and restrictions, prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto.

SECTION 2. That said company shall have power to locate and construct a turnpike road, on Wissahickon, or Park street, and along the said street, to Green street; and along said Green street, to Rittenhouse street, Twenty-second ward; but no toll-gate shall be erected, on said pike, below Johnson street. Location of road

SECTION 3. That said company are hereby authorized to build a bridge across Cresheim creek; and whenever the said bridge shall have been completed, the company are authorized to charge toll, over said bridge, at the rate of five cents per horse; foot passengers being free. Authorized to build a bridge.

SECTION 4. That whenever the city of Philadelphia shall desire to become possessed of the said turnpike road and bridge company, the court of common pleas are authorized to appoint three persons, to assess the value the company have therein; and the said commissioners shall certify the same to councils of the city of Philadelphia; and whenever the councils of Philadelphia shall appropriate the amount of money, so certified, then the turnpike and bridge shall be free; and the said turnpike and bridge company are hereby authorized to convey the same to the city of Philadelphia. City of Philadelphia to appoint three appraisers, in case it desires to purchase the road, &c.

SECTION 5. That the capital stock of said company shall consist of five hundred shares, of fifty dollars each; and the company may, from time to time, at a meeting of the stockholders, called for that purpose, increase the capital stock, to such an amount as, in their opinion, may be required to complete the said turnpike and bridge. Capital stock.

SECTION 6. That said company shall have power to put up gate, or gates, and to levy and collect tolls, from persons using said road, at the rate of three cents per horse; but shall charge no toll upon their turnpike, until the entire road is completed. Tolls may be collected.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 191.

*An Act*

Authorizing the citizens of Millford township, in the county of Bucks, to levy a tax to pay indebtedness incurred by paying bounties to volunteers.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners appointed to levy a tax for bounty purposes.

That Henry E. Weidner, Charles G. Antrim, David Brisch, and Abram S. Stauffer, of said township, are hereby appointed commissioners for said township, and are authorized, and it shall be their duty, for the purpose of defraying the said indebtedness, so incurred, and now outstanding, and interest, to assess and levy a tax, on all property taxable for state and county purposes, and to collect the same, in manner hereinafter provided; that in addition thereto, a tax of one dollar shall be assessed, levied and collected, from each male citizen, liable to county and state taxes, who shall be an inhabitant of said township, at the time the said tax is assessed: *Provided*, That the amount of the said tax shall not exceed the amount of said indebtedness, and such additional amount as may arise from abatements, exonerations, costs and expenses, for assessing and collecting said tax and disbursing the same.

*Per capita tax authorized.*

Proviso.

**SECTION 2.** That the said commissioners are to apply the proceeds of said tax for the payment of the said indebtedness, and payment of the costs and expenses: *Provided*, That the balance, if any, remaining in the hands of the said commissioners, shall be paid, by them, to the board of school directors, for the use of the common schools of said township.

How proceeds to be applied.

Balance, if any, to be paid to school directors.

Collector to be appointed.

**SECTION 3.** That the said commissioners are hereby authorized to appoint a competent and suitable person to collect the said tax, who shall receive, for his compensation, a sum, not exceeding five per cent. on the amount collected, and who shall be required to give bond, to the said commissioners, with sufficient security, to be approved by them, and in such amount as the said commissioners shall determine: *Provided*, That the said collector shall have the same power to enforce the collection of said tax, as is now conferred, by law, on collectors of the state and county taxes of this commonwealth: *And provided also*, That the said collector shall be required to collect and pay over said tax, less the abatements and exonerations, within such time as the commissioners shall determine; and the said commissioners shall, within one year from the passage of this act, file an account of their proceedings, by virtue of this act, with the auditors of said township, who shall audit and settle the same, in the same manner as the accounts of supervisors are audited.

Compensation.

To give bond, and have the same powers as collector of state and county taxes.

Proviso.

Commissioners to file an account with the auditors.



SECTION 4. That upon the death, or resignation, of one, or Vacancies, how more, of said commissioners, the survivor, or survivors, shall to be filled. fill vacancies, thus caused, by appointment; and a majority of said commissioners shall constitute a board for the performance of the duties of this act: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in Exemptions. the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 192.

## An Act

To authorize commissioners to lay out and open a State road, in the counties of Potter and Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Robert K. Young, E. O. Austin, Robert Brownlee, are Commissioners. hereby appointed commissioners, for the purpose of laying out, opening, and making, a state road, commencing at Freeman run, near the farm of E. O. Austin, in Sylvania town-Route. ship, Potter county, to the Coudersport and Shippen state road, at, or near, the steam saw-mill, at the mouth of Cawley run: *Provided*, That the powers and authority, hereby given, Proviso. to said commissioners, shall continue for ten years, and no longer.

SECTION 2. That when said road shall have been surveyed, Duty of com- and located, it shall be the duty of said commissioners to make missioners. a draft of the same, which shall be filed, of record, into the court of quarter sessions of the counties of Potter and Cameron, and when so filed, said draft, and the record thereof, shall be legal evidence, in all things relating to the same; and the said road, from that time, is hereby declared to be a public

Compensation.

road, in the same manner as other public roads, laid out, and opened, according to the road laws of this commonwealth; and the commissioners of the county of Potter are hereby authorized, and required, to pay the said commissioners, for their services, in laying out, and locating, said road, and the surveyor employed, by them, to make the necessary survey and draft of the road.

Certain taxes to be paid to commissioners.

SECTION 3. That all the road and cash taxes, levied on the unseated lands, in that part of Portage township, annexed to Eulalia township, by act of assembly of sixteenth day of March, Anno Domini one thousand eight hundred and sixty-one, for the year one thousand eight hundred and sixty-eight, and annually, thereafter, for eight years, shall be paid to the said commissioners, for the purpose of opening and making said road; also the taxes levied by the Coudersport and Shippen state road commissioners, for the years above specified, shall be paid to them; one-fourth of the road taxes, levied on the unseated lands, in Sylvania township, Potter county, for the year one thousand eight hundred and sixty-six, and annually, thereafter, for nine years, shall also be paid to the said R. K. Young, and his associates commissioners, to be expended on said road; and the taxes, on the lands, in Portage township, annexed to Eulalia, for the years one thousand eight hundred and sixty-six and one thousand eight hundred and sixty-seven, not payable to the Coudersport and Shippen state road commissioners, shall be paid to the commissioners appointed by this act

Quorum of commissioners.

SECTION 4. That any two of the said commissioners shall be deemed a quorum, and sufficient to do anything, authorized to be done by this act; and, in case of the death, resignation, removal from the county, or neglect to perform any of the duties, required by this act, the court of quarter sessions of Potter county shall appoint a suitable person, or persons, to supply any vacancy that may occur, in said office, who shall give a bond for the faithful discharge of the duties of the office.

Vacancies.

Accounts to be settled, annually.

SECTION 5. That said commissioners shall, annually, settle their accounts with the auditors of the county of Potter, and shall be allowed one dollar and fifty cents each, per day, for the time they shall necessarily be engaged in laying out, opening and making said road.

To give bond.

SECTION 6. That said commissioners, before entering on the duties of their office, shall give a bond, with at least two sufficient sureties, conditioned for the faithful application of all moneys received, by them, and for the faithful discharge of the duties of their appointment; which bond shall be taken, in the name of the county of Potter, approved by the court of quarter sessions of said county, or by one of the judges thereof, be noted on the docket, and filed of record, in said court.

County commissioners to draw their orders for taxes appropriated by this act.

SECTION 7. That the county commissioners of the said county of Potter are hereby authorized, and required, to draw their orders on the treasurer of said county, in favor of the commissioners, named in this act, or their successors, for the taxes hereby appropriated to the construction of said road, in the

same manner as they are now, by law, required to draw orders in favor of the supervisors of the several townships.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 193.

## An Act

Relating to public roads, in the township of Worth, in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the electors of Worth township, Butler county, shall, at the election to be held on the third Friday of March, one thousand eight hundred and sixty-six, elect three road commissioners, to serve for one, two and three years, respectively, and annually thereafter, to elect one, to serve for three years; said commissioners to be sworn and give bonds, the same as now, by law, required of supervisors, and receive the same compensation; it shall be the duty of said commissioners to levy the road taxes for said township, on, or before, the first day of May of each year, and not to exceed the amount as now limited by law, and to divide said township into not less than four, nor more than eight, sub-districts, and appoint a path-master, in each, to serve for one year; it shall be the duty of said path-masters to oversee all the labor on said roads, and the working out the road tax, on the same, in the respective districts; and the compensation, for the time employed, to be the same as the commissioners aforesaid.

Three road commissioners to be elected.

To give bond.

Their duties.

SECTION 2. That it shall be lawful for the said commissioners, authorized to be elected by the foregoing section, to allot, for a term of years, not to exceed three, when desired, to land owners, the keeping in repair of any road, or roads, that may pass through their respective farms, or where the road, or roads, may be on the line, dividing farms, then to the owners, as may be agreed upon by said commissioners and land owners, on condition that said roads be kept in good repair; and the person, or persons, so keeping said roads in

Authorized to allot the repairing of roads.

good repair, to be exempt from taxation, for road purposes, during said agreement.

Repeal.

SECTION 3. The existing road laws, so far as they are supplied by this act, are hereby repealed, as far as relates to Worth township, Butler county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 194.

## An Act

To increase the pay of the township and borough assessors, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That after the passage of this act, the township and borough assessors, in the county of Washington, shall receive two dollars per day, for the time actually employed in discharging the duties of their office, and five cents per mile, circular, for making their returns to the commissioners' office of the county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 195.

**An Act**

To authorize the school board of the borough of West Newton, Westmoreland county, to borrow money, appropriate certain funds, and levy a *per capita* tax, for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the borough of West Newton, Westmoreland county, are hereby authorized to borrow any sum of money, not exceeding six thousand dollars and give bonds for the same, at such rate of interest as may be agreed upon by said board; which bonds shall be free of taxation, except for state purposes; said money to be appropriated to building a school house, in said borough.

School directors authorized to borrow money and issue bonds therefor.

SECTION 2. That the said borough is also authorized to appropriate, and use, towards the erection of said school house, any portion of the fund already raised, or to be raised, by taxation, in said borough, for educational purposes, as they, in their judgment, shall deem expedient: *Provided,* That the public schools, in said borough, shall be kept open at least four months, in each year.

Appropriation of certain funds authorized.

SECTION 3. That the said board of school directors shall have power to levy a *per capita* tax, for building purposes, upon each and every male taxable, in said borough, not exceeding four dollars per annum, for a term not exceeding ten years.

Proviso.

To levy a *per capita* tax for building purposes.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 196.

*An Act*

To authorize the appointment of two additional notaries public, in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Governor be and he is hereby authorized and empowered to appoint two additional notaries public, for this commonwealth, to reside in the city of Meadville, in the county of Crawford.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 197.

*An Act*

Requiring the school directors and bounty committees of Hempfield and Penn townships, Westmoreland county, to make statements, and publish the same, in the county papers, of all moneys collected and disbursed, for bounty purposes, and authorizing the appropriation of certain bounty funds of Hempfield township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

School directors  
and committees  
required to  
make and pub-  
lish certain  
statements.

That the school directors of Hempfield and Penn townships, Westmoreland county, and the bounty committees, which assisted said directors, in raising funds for bounty purposes, and in filling the quotas of said townships, under the various calls for troops, during the war, shall, within ninety days from the passage of this act, make detailed statements of the amount of money raised by taxation, and the amount raised by volun-

tary subscription, under the various calls of the President for troops, together with an account of the amount paid to volunteers, to fill said quotas, and the amount paid for expenses incurred in procuring volunteers, and publish the same, in two issues, in the several county papers; and the said school directors are hereby restrained from levying, or collecting, any additional bounty tax, until the provisions of this section are complied with. Prohibition.

SECTION 2. Should the foregoing statements show that the said township of Hempfield, is still liable for debts contracted by the said school directors, in filling any of the quotas thereof, under any call of the president, and that said indebtedness does not exist, in consequence of the violation of the law, authorizing bounty tax to be levied and collected, then, and in that case, it shall be lawful for the said directors to pay all such outstanding debts, out of any funds now in their hands, which have been collected under the assessment made by them in March, one thousand eight hundred and sixty-five; and they are hereby authorized to collect the balance of said tax remaining unpaid, and appropriate it to the liquidation of all such outstanding debts. Payment of outstanding debts, in Hempfield township, relative to.

SECTION 3. Should the exhibits, required in the first section of this act, show that the outstanding debts, contracted by the said school board, were created in violation of law, or that such debts exist, in consequence of the misuse, or misapplication, of the tax collected, or the money raised, by voluntary subscription, then, and in that case, the balance of the tax assessed by the said school board, for bounty purposes, in March, one thousand eight hundred and sixty-five, as remains unexpended, for the purpose for which it was assessed, shall be appropriated for school purposes. In case the outstanding debts were created in violation of law, the balance shall be appropriated for school purposes.

SECTION 4. All necessary expense incurred in preparing the statements, required in the first section of this act, and in publishing the same, shall be paid by the said school board, out of the bounty fund, now in their hands: *Provided*, That in the future no bounty tax shall be collected from officers and soldiers, residing in said township, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom. Expense in publishing statements to be paid by school board.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 198.

## An Act

To increase the pay of the directors of the poor and house of employment, for the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the directors of the poor, and of the house of employment, for the county of Beaver, shall receive, each, three dollars per day, for every day actually spent, by them, in the discharge of the duties of their office.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 199.

## Supplement

To an act relating to roads, highways and bridges, relative to the appointment of road viewers, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act relating to roads, highways and bridges, approved the thirteenth day of June, eighteen hundred and thirty-six, as requires road jurors to be drawn, or appointed, in Philadelphia county, in manner different from the other counties of this commonwealth, namely: Sections seventy-seven to eighty-one, inclusive, and the proviso to the first section of said act, are hereby repealed; and hereafter, in all cases relating to the opening of streets, upon the plans of the city of Philadelphia, and of view, review and assessment of



damages, for and in relation to roads, bridges, or property, otherwise taken for public use, the persons appointed to view, review and assess damages, shall be appointed by the court of quarter sessions of the county of Philadelphia, in the same manner, with the same qualifications, and to have the like powers, and perform the like duties, as is provided by the general laws of this commonwealth : *Provided*, That all pending proceedings shall be completed under existing laws : *And provided*, Damages for railroads shall be assessed, as now provided by law ; and that the several supplements to an act to incorporate the city of Philadelphia, relating to opening and widening streets, or vacating the same, and to the assessment, apportionment and payment of road, or street, damages, now in force, and not inconsistent with this act, shall not be affected, or repealed, thereby.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 200.

## An Act

To regulate the pay of the supervisors of the townships of Washington and Lower Swatara, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act the daily pay of the supervisors of the townships of Washington and Lower Swatara, in the county of Dauphin, shall be one dollar and fifty cents per day, for every day necessarily employed in the duties of their respective offices.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 201.

**An Act**

To facilitate the collection of certain taxes, in Montgomery county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the goods and chattels of any owner, or occupier, of any messuage, or lot, or piece of ground, within said county of Montgomery, shall be liable to be distrained for the taxes of the then current year, assessed on such premises, although said taxes may have been assessed on said premises before such owner took possession, or became owner, thereof.

**SECTION 2.** That the goods and chattels of any owner of any messuage, or lot, or piece of ground, within said county, may be distrained for taxes, assessed on such messuage, or lot, or piece of ground, although the same be not upon the premises; and such goods and chattels shall and may be seized and taken under a distress, for such taxes, in any township, ward, or borough, of said county, although the premises whereon said taxes shall have been assessed, may be situated in another and different township, ward or borough.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 202.

**An Act**

To attach certain real estate to the borough of Corsica, Jefferson county, for school purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the real estate of John G. Simpson, Douglass M. Hindman, James M'Miller, Andrew Porter and Robert Kyle, be and they are hereby attached to the borough of Corsica, Jefferson county, for school purposes.

Real estate of certain persons annexed to Corsica, for school purposes.

SECTION 2. That the school directors shall admit all persons, residing on said real estate, to privileges of the common schools of said borough, and shall, annually, levy and collect a school tax, on said real, and all personal, property, owned by said occupants.

Privileges, taxation, &c.

SECTION 3. That all persons, residing on said real estate, shall be entitled to vote, at the elections of said borough, for school directors only.

May vote for school directors

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 203.

## An Act

To increase the compensation of surveyors and road viewers, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act the compensation of surveyors, to any board of viewers, or reviewers, in the county of Allegheny, shall be three dollars per diem, for each and every day actually employed as such; and the compensation of road viewers, or reviewers, in said county of Allegheny, shall be one dollar and fifty cents per diem, for each and every day actually employed as such; said compensation to be collected, in like manner as now provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 204.

**An Act**

Regulating the terms of the courts in the Twenty-seventh judicial district.

Terms of courts  
regulated.

Length of terms  
Repeal of cer-  
tain section.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the first day of April next, the terms of the several courts of the county of Washington shall commence on the third Monday of May, the third Monday of August, the first Monday of December, and the third Monday of February.

**SECTION 2.** That each of the terms of court, in the Twenty-seventh judicial district, shall continue two weeks, if necessary, unless the court, at the previous term, shall limit the same to one week.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED—**The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 205.

**A Further Supplement**

To act appropriating the moneys arising from fines and forfeitures, to county purposes, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and eighteen.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supplement to the act appropriating the moneys, arising from fines and forfeitures, to county purposes, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and eighteen, which supplement was approved the twenty fourth day of March, Anno Domini one thousand eight hundred and sixty, be and the same is hereby re-enacted,



as to all fines and forfeitures, in the county of Berks; said supplement to take effect, and continue in force, from the time when the same expired, by the limitation therein contained, for the period of five years.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 206.

## An Act

To extend the provisions of an act to punish persons for carrying concealed deadly weapons, in the county of Schuylkill, approved May fifth, one thousand eight hundred and sixty-four, to the county of Luzerne.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the provisions of the above recited act, be and they are hereby extended to the county of Luzerne.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 207.

**An Act**

To amend the first section of an act of the eighth of May, one thousand eight hundred and fifty, relative to the assessment of taxes, in the city of Allegheny, et cetera.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of the act of the eighth of May, one thousand eight hundred and fifty, relative to the assessment of taxes, in the city of Allegheny, et cetera, as provides that the aggregate amount, to be levied on the sales of any individual, or firm, shall not exceed one hundred dollars, be and the same is hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 208

**A Further Supplement**

To an act, entitled "An Act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne," approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-two.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the second section of the act, entitled "A supplement to an act, entitled 'An Act to authorize the erection of a poor house by the borough of Dunmore, borough of Scranton and township of Providence, in the county of Luzerne,' approved the first day of April, Anno Domini one thousand eight hundred and sixty-three," be and the same is hereby repealed.

Repeal of certain section.

SECTION 2. That hereafter whenever any vacancy shall occur in the board of directors, created in pursuance of the act to which this is a supplement, whether such vacancy occur by the expiration of the term of office, or otherwise, the same shall be filled, by the appointment of the president judge of the court of common pleas, in and for the county of Luzerne, at a regular term of said court, upon the petition of at least twenty freeholders, from that portion of the district comprised within said act, in which the vacancy occurs; that all acts and parts of acts, inconsistent herewith, be and the same are hereby repealed.

Vacancies in board of directors, how to be filled.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 209.

## An Act

To make the bridge across French creek, at the south side of the borough of Saegertown, in the county of Crawford, a county bridge.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bridge lately built across French creek, by the Atlantic and Great Western railroad company, at the south end of the borough of Saegertown, in the county of Crawford, be and the same is hereby declared to be a county bridge, and shall be kept in repair, by the commissioners of said county, the same as other bridges of said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 210.

**An Act**

To establish a teachers' county institute, in the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Superintendent  
authorized to  
establish coun-  
ty institute.

To give notice.

Annual ses-  
sions.

County treasu-  
rer required to  
pay two hun-  
dred dollars an-  
nually to insti-  
tute.

Mode and times  
of payment.

How appropria-  
tion to be ex-  
pended.

Treasurer of in-  
stitute to report

Penalty for mis-  
application of  
funds.

That the superintendent of common schools, in the county of Schuylkill, be and he is hereby authorized to call upon, and invite, the teachers of common schools, and other seminaries of learning, in said county, by means of public notice, in two, or more, newspapers of the county, to assemble, at the most eligible season, once in each year, as a teachers' county institute, to be devoted to the improvement of teachers, in the science of education; said institute to hold its annual sessions at such places as a majority of the members thereof shall elect; and the period of its convening not to exceed six days.

SECTION 2. That the treasurer of the aforesaid county, for purposes hereinafter stated, is hereby authorized and required to pay to the county superintendent aforesaid, or his order, out of any money in the county treasury, the sum of two hundred dollars, annually; which sum shall be placed, immediately, by the county superintendent, in the hands of the treasurer of said institute, to be paid out by him, only, on the written order of the president thereof, countersigned by the secretary; the first payment, of two hundred dollars, to be made on the first Monday in November, one thousand eight hundred and sixty-six, and a like sum to be paid on the first Monday in November, in each year thereafter.

SECTION 3. That the aforesaid superintendent shall expend the above appropriation, or so much of it as is necessary, annually, in defraying the necessary expenses of said institute, incurred in procuring the services of lecturers and instructors, in giving public notice of the time and place of meeting, and in providing necessary apparatus, books and stationery.

SECTION 4. That the treasurer of the said institute shall report the amount of all expenditures, under this act, to the county treasurer, with vouchers for the same, which shall be examined by the auditors of the county, in a like manner as in other county expenditures; and any misapplication of funds shall be punished, in the same manner as collectors of state, or county, taxes, for like offences, are now punishable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 211.

*An Act*

Authorizing the school directors of the borough of Titusville, Crawford county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Titusville, in the county of Crawford, be and they are hereby authorized to borrow a sum of money, not exceeding twenty thousand dollars, at as low a rate of interest as possible, to be expended, with other building funds of said school district, in the erection of a union school house, in said district.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 212.

*An Act*

To increase the pay of the county commissioners of Susquehanna and Butler counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act, the pay of the commissioners of Susquehanna and Butler counties shall be two dollars and fifty cents per day.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 213.

*An Act*

Authorizing the borough of Hollidaysburg to erect water works.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Board of water  
commissioners  
established.

Vacancies, how  
filled.

Works, when  
erected, to be  
managed by  
burgess and  
town council.

Powers and  
privileges.

Contracts, how  
made.

Board of com-  
missioners,  
and their em-  
ployees, &c.,  
may enter upon  
lands, and take  
and use neces-  
sary materials.

That the burgess and town council of the borough of Hollidaysburg, and their successors, in office, and James Gardner, William Jack, James Condron, John L. Hemphill and Thaddeus Banks, be constituted a board of water commissioners, to continue until the purposes of this act are accomplished; that, should any vacancy occur amongst the five individuals named, the said town council shall have power to fill such vacancy, by election, at any meeting of the same, thereafter; that, after water works are erected and in operation, the duties of the above-named five individuals and their successors shall cease and determine; and the said works shall be managed and controlled by the said burgess and town council, as the property of the borough, and as may be required; that the said board of water commissioners, hereby constituted, be and are hereby vested with full power and authority to erect and construct, or to contract for the erection and construction of water works, for the said borough of Hollidaysburg, including buildings, engines, machinery, reservoirs, trenches, pipes, and all things necessary to the full and entire completion of the same, for practical operation, for introducing into the said borough a supply of pure and wholesome water, for the use of the inhabitants thereof; and all contracts, made in pursuance thereof, shall be in the name of the borough of Hollidaysburg, and, when in writing, shall be signed by the burgess, and attested by the clerk of the council, with the seal of the borough.

SECTION 2. That the said board of water commissioners and their successors in office, their contractors, their superintendents, engineers and laborers, with their tools, instruments, carts, wagons and other carriages, and beasts of burden, or draft, may enter upon any lands, streets, alleys, lanes, or highways, whenever such entry shall be necessary for the purpose of bringing said water to and from any reservoir, or reservoirs, and of introducing said water into and within the said borough, and to erect and construct any reservoir, or reservoirs, and to lay pipes for the conveying of water through said lands, from time to time, and at all times thereafter, and, if necessary, for the purpose of taking up, repairing and laying down said pipes, as often as the same may be required, and also to take and convey sand, stone, earth, and other materials necessary to the construction of said water works, or to the proper laying down of said pipes.

SECTION 3. That if the parties cannot agree upon the compensation to be made to the owner, or owners, of any such lands, enclosures, public, or private, roads, or highways, it shall and may be lawful for either party to present his, her, or their petition, to the court of common pleas of the county, setting forth the facts, and praying the court to appoint proper persons to view the lands and premises, and value the same, or assess the damages; whereupon, the court shall appoint three suitable and disinterested persons, whose duty it shall be, after being first duly sworn, or affirmed, to view the lands and premises, and injuries complained of, and make report of the damages done, or value of said lands, to the next court of common pleas; upon which report judgment shall be entered, and execution issued, as in other cases of debt; nevertheless, should either party feel himself, or themselves, aggrieved, they shall have the privilege of filing exceptions to said report, at any time, within four days after the return thereof, to the said court, and also the right to a writ of error; for which services the viewers shall be entitled to one dollar per day, and the officers of the court the same fees as for similar services, or proceedings, in other cases; to be paid, in all cases, by the party against whom the report shall be made.

Damages, how assessed.  
On petition, viewers to be appointed by the court.  
Judgment to be entered on their report.  
Exceptions thereto.  
Writ of error.  
Compensation of viewers.

SECTION 4. That for the purpose of defraying the cost of erecting and constructing said water works, the said board of water commissioners are hereby authorized and empowered to issue coupon bonds, in the name of the borough of Hollidaysburg, signed by the burgess and treasurer thereof, and having the seal of said corporation attached, to the amount of forty thousand dollars, with the privilege, as necessity may require, of increasing the same, from time to time, to sixty thousand dollars, and to negotiate the same; the said bonds shall be of denominations not exceeding one thousand dollars, and have such times for their maturity as the said corporate authorities may deem advisable, and shall bear interest, at the rate of six per cent. per annum, payable semi-annually, at such place, or places, as may be determined; and the said burgess and town council shall have power, and are hereby authorized and empowered, to impose and assess such tax, or taxes, from time to time, as may be necessary to pay the interest upon such loan, and to redeem the principal, at such time, and in such manner, as may be conformable to the terms upon which the same is taken; and that said taxes shall be collected as other taxes are now, by law, collected.

Commissioners may issue coupon bonds.  
Amount thereof, and how attested.  
Denominations and maturity of said bonds, relative to.  
Special tax authorized.

SECTION 5. That the said burgess and town council shall have full power and authority to ordain and enact all laws and ordinances, to enable them to convey the said water through the borough, in all directions, and to such points outside of the borough, in the vicinity thereof, as may be desired, and to fix hydrants and fire plugs, wheresoever they may deem proper; and they shall, further, have power to furnish a supply of water to the borough of Gaysport, for the corporate use, and the use of the inhabitants thereof, in such manner, and upon such terms, as may be agreed upon, by and between the said corporations; and they shall have

Burgess and town council may pass ordinances relative to supply of water, &c., and determine rates and prices.

Proviso.

power to adjust and determine the rates and prices to be paid, by the citizens, for the use of the water: *Provided*, That the owners of the freehold, on, and upon, which said water is taken and used, shall, by themselves, their agents, or attorneys, in all cases, be the parties with whom such contract, for the use of the water, shall be made; and the said real estate shall be bound for, and liable for, the payment of the same, reserving the right to the council to contract with the lessees of tenants, should they see proper to do so; and the said burgess and town council shall, further, have the power to ordain and enact all needful by-laws, ordinances and regulations, and, generally, to do all things requisite and necessary for carrying into full and perfect effect all the objects contemplated in this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 214.

## An Act

To enable the commissioners of the county of Jefferson to appropriate certain moneys to the erection of a new court house, in said county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the commissioners of the county of Jefferson to appropriate the balance of the relief funds of said county, unexpended, towards defraying the expenses of building a new court house, in the borough of Brookville, in said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 215.

## An Act

To authorize the supervisors of the township of Charleston, county of Tioga, to pay bounty bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the township of Charleston, county of Tioga, are hereby authorized to pay, to each man enlisting under the call of the President of the United States, for five hundred thousand, of July, one thousand eight hundred and sixty-four, enlisting to the credit of said township, the sum of one hundred dollars, in addition to the sum of three hundred dollars, now authorized, by law, to be paid; the supervisors are hereby authorized to levy, and collect, the sum of fourteen hundred dollars, for the purpose of paying said enlisted men: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

No. 216.

## An Act

Changing the time of opening and closing the polls at all elections to be held, in the city of Philadelphia and Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at all general and special elections, hereafter to be held,

in the city of Philadelphia and the city of Lancaster, the polls shall be opened at seven o'clock A. M., and be closed at six o'clock P. M.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 217.

## An Act

To change the limits of the Saegerstown school district, in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the farms of Harlow Ellis, John M'Gill, Henry M'Gill's heirs, William R. Scott, Nicholas Snyder, Joseph Sammel, J. R. Dick & Co., and William Tarr, in Woodcock township, Crawford county, be and the same are hereby annexed to the borough of Saegertown, for school purposes; and the persons aforesaid, and all others who may hereafter occupy said real estate, shall have the privilege of sending their children to the public schools, which shall, or may, be kept in said borough of Saegertown, the same as though they were residents of said borough; and all taxes levied, or assessed, upon said real estate, or personal property, upon the same, for school purposes, shall be paid over to the treasury of the school board of said Saegertown borough; and hereafter, such real estate and personal property shall be taxed, for school purposes, by the proper officers of said Saegertown borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 218.

**An Act**

Authorizing the burgess and town council of the borough of Greenville, Mercer county, to levy and collect a tax, for the purpose of paying the bonds of said borough, issued to the Pittsburg and Erie Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the burgess and town council of the borough of Greenville, Mercer county, be and they are hereby authorized and empowered to levy and collect, annually, in the same manner in which the borough taxes are collected, a tax not exceeding two per centum, on all property taxable for county and state purposes, to be applied to the payment of the bonds heretofore issued, by said borough, to the Pittsburg and Erie Railroad Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

219.

**An Act**

To authorize the authorities of Martic township, Lancaster county, to assess, levy and collect additional bounty tax.

WHEREAS, The citizens of Martic township, in the county of Lancaster, at two public meetings, held in one thousand eight hundred and sixty-four, and previous to the act authorizing the levying of a bounty tax of four hundred dollars, instructed the school directors, of said township, to put in substitutes, to fill the quota thereof, at the prices then paying for men in the city of Lancaster; and the said quota was accordingly filled,

by paying the sum of five hundred dollars for each of such substitutes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the authorities, now authorized by law to assess, levy and collect bounty tax, in the township of Martic, Lancaster county, are hereby empowered and authorized to assess, levy and collect, for the purpose of paying off moneys borrowed for paying bounties, in the summer of one thousand eight hundred and sixty-four, the sum of two hundred dollars, in addition to the sum of three hundred dollars, then authorized by law, for the payment of each and every recruit mustered into the service of the United States, to the credit of said township, under any call of the President, and for whom said school directors paid five hundred dollars bounty: *Provided*, No person, who has been an officer, or soldier, in the military service of the United States, and been honorably discharged therefrom, shall be liable for the payment of said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 220.

## An Act

To enable the commissioners of Mercer county to erect a new court house, in the borough of Mercer, in said county.

Preamble.

WHEREAS, On the twenty-fifth day of February, one thousand eight hundred and sixty-six, the court house, in the borough aforesaid, and county aforesaid, was destroyed by fire:

*And whereas*, The public interests of the said county require the same to be re-built, and the powers now vested in the commissioners of said county, by law, are inadequate to enable them to re-build the same, without the presentments of two successive grand juries of said county, and the approval of the court of quarter sessions, to obtain which would occasion great delay.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the commissioners of said county shall have full and complete power and authority to erect, immediately, by contract, or otherwise, as they may deem proper, a new court house, on the public square, in said borough, and such other buildings as the interest of said county may require, and shall have full and ample power to do all things necessary to efficiently carry out the object of this act.

SECTION 2. That the commissioners of said county are hereby authorized and empowered to levy a tax for the present year, additional to the one already laid, not exceeding five mills on the dollar, in the same manner as other county rates and levies are laid and collected; which tax is hereby specially appropriated to the erection of said new court house, and necessary buildings, and improvements, and to the extinguishment of liabilities incurred for that purpose.

SECTION 3. That the commissioners of the said county, at any rate of interest, not exceeding eight per cent. per annum, are hereby authorized to borrow, on the credit of said county, such amount of money, not exceeding fifty thousand dollars, as they shall deem necessary for the erection of the said new court house, and other buildings, and that the money, so borrowed, shall be exempted from taxation, except for state purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 221.

## An Act

To repeal the sixth section of the act, entitled "An Act providing for the election of district attorneys," approved the third day of May, Anno Domini eighteen hundred and fifty, so far as respects the county of Adams.

WHEREAS, A. J. Cover, Esquire, of the borough of Gettysburg, in the county of Adams, was duly elected, in said borough, a justice of the peace, in and for said county of Adams, and a commission, bearing date April eleventh, one thousand eight hundred and sixty-five, duly issued to him, for the term of five years, expiring on the eleventh day of April, one thousand eight hundred and seventy:

*And whereas*, The said A. J. Cover, Esquire, was, at the general election, held on tenth day of October last, duly elected district attorney, for the said county of Adams, for a term of three years, and on the twentieth day of November, Anno Domini one thousand eight hundred and sixty-five, was sworn and entered upon the performance of the duties of said office :

*And whereas*, The citizens of the said borough of Gettysburg desire that the said A. J. Cover, Esquire, shall continue to discharge the duties of a justice of the peace for said county of Adams :

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of the act of the general assembly of this commonwealth, entitled "An Act providing for the election of district attorneys," approved the third day of May, Anno Domini eighteen hundred and fifty, be and the same is hereby repealed, so far as respects the said A. J. Cover, Esquire ; and that the commission issued to said A. J. Cover, as a justice of the peace, in and for the county of Adams, and bearing date the eleventh day of April, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby continued in force, for the term of five years from the date thereof ; and that it shall also be lawful for the said A. J. Cover, Esquire, to exercise the powers, and discharge the duties, of the office of district attorney, for the county of Adams, while so acting as a justice of the peace, in and for said county : *Provided*, That the said A. J. Cover, Esquire, shall only exercise the powers, and discharge the duties, within the civil jurisdiction of justices of the peace, and no powers, or duties, within the criminal jurisdiction of justices of the peace, under the laws of this commonwealth, while he is in the discharge of the duties of the office of district attorney, in and for the said county of Adams.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 222.

## An Act

Authorizing the state treasurer to refund certain moneys to the Commercial Bank of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized to refund, to the Commercial Bank of Pennsylvania, the sum of seven hundred and ninety-three dollars and seventy-three cents; the same having been paid, by the said bank, to the commonwealth, in error.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 223.

## An Act

Relating to the election of burgesses, in the borough of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the qualified electors of the borough of Washington, in the county of Washington, shall vote separate tickets for the offices of chief burgess and assistant burgess, respectively; and the person receiving the highest number of votes for the office of chief burgess, shall be deemed and declared duly elected to said office; and the person receiving the highest number of votes for the office of assistant bur-

gess, shall be deemed and declared duly elected to the said office of assistant burgess.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

224.

## An Act

To repeal an act, entitled "An Act to tax dogs in Columbia borough and West Hempfield township, in Lancaster county," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of the act, entitled "An Act to tax dogs in Columbia borough and West Hempfield township, in Lancaster county," be and the same is hereby repealed, so far as the same relates to West Hempfield township, Lancaster county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 225.

**An Act**

For the relief of Abigail Hartford.

WHEREAS, Thomas Hartford, late of Allegheny county, deceased, did, by his will, duly registered, bequeath his personal property to his wife, Abigail, together with a dowry of five hundred dollars per annum, out of his real estate, (devised by him to the Pittsburg and Allegheny orphan asylum,) all the rents and profits of which are to accumulate for the benefit of said asylum, until the death of his said widow :

*And whereas*, By the misconduct of the executor, the said widow lost and was deprived of the personal property, so willed to her, and is not able to live comfortably on the dowry from the real estate, so divided :

*And whereas*, The Pittsburg and Allegheny orphan asylum are the only other legatees of her late husband, the value of this legacy being large and constantly growing :

*And whereas*, The said asylum, having signified their willingness to relieve the need of the said Abigail, by a moderate allowance, out of the munificent benefaction of her late husband ; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John T. Logan, administrator *de bonis non et cum testamento annexo* of Thomas Hartford, late of Allegheny county, deceased, and his successors, be and are hereby authorized, by and with the consent of the Orphan asylum of Pittsburg and Allegheny, to pay out of the proceeds of the estate of said decedent, to Mrs. Abigail Hartford, for and during the term of her natural life, the sum of five hundred dollars per annum, beginning with the year one thousand eight hundred and sixty-six, in addition to the sum devised by her late husband.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 226.

## A Further Supplement

To an act, entitled "An Act erecting parts of Clinton, Elk, M'Kean and Potter counties, into a county, to be called Cameron," approved on the twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That copies of the judgment docket records, in the courts of common pleas of the counties of Clinton, Elk, M'Kean and Potter, of judgments entered in said counties, before the organization of the county of Cameron, which were liens upon real estate, situate within said county of Cameron, certified from the records, where entered by the proper officers, and heretofore duly entered in the judgment docket of the court of common pleas of said county of Cameron, shall be deemed and considered a full and complete compliance with the provisions and requirements of the third section of an act, approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-one, entitled "A supplement to an act, entitled 'An Act erecting parts of Clinton, M'Kean, Elk, and Potter counties, into a county, to be called Cameron,' approved on the twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty," in relation to the transfer of, by transcript, judgments from said counties of Potter, M'Kean, Elk and Clinton, into said county of Cameron, for the purpose of preserving and continuing the lien of said judgments, and for all other purposes mentioned in said third section of said act.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 227.

## An Act

To incorporate Old Guard, number one, of the Hibernia Fire Company, of Philadelphia.

WHEREAS, The undersigned, honorary members of the Hibernia Fire Engine Company, number one, of Philadelphia, impressed with a sense of the importance of continuing the kindly relations, formed by mutual, by long, service, for one common good, have resolved to form themselves into an organization, for the cultivation and perpetuation of that common brotherhood, which, at one time, or another, existed among them, as active members :

Preamble.

And whereas, It is the desire of said members to preserve, in some definite shape, a record of the absent, and a cognizance of their whereabouts ; and also, to know when sickness, or misfortune, may befall any of our members, and, if possible, to alleviate the same, as far as lies within our power, and in such a manner as may be the most acceptable ; in fact, to preserve, during life, that general interest and sympathy felt for one another, that has kept pace with advancing years, and which unite us indissolubly, and which it is our desire to exercise for our mutual benefit ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Francis H. Finney, Henry A. Cook, Joseph Barton, Michael Keevin, John R. Downing, William F. M'Cully, James M'Donough, John Barton, P. W. Conroy, George H. Holmes, Bryan Fealy, George M'Ginnis, James Mason, John T. Doyle, Charles Bramble, Matthew Murphy, Thomas Nehues, James Hammill, Patrick Cadden, Daniel A. Kelly, Hugh Harley, William C. Vernon, John P. Delaney, James N. Byrnes, Joseph I. Schofield, Michael M'Grath, Anthony Morin, Andrew Casey, John Donnelly, William M'Keegan, John Moran, Martin Callahan, Thomas M'Donough, Patrick M'Donough, John Mead, Jr., Stephen W. Swife, John M'Cabe, John Bok, Bernard Lind, John Coulin, Edward I. Lowry, Richard Wafer, Dennis M'Collum, George A. Napier, John J. Maloney, Francis Gannon, John B. Robinson, Anthony Mongiven, James Phelan, James A. Sawyer, Hugh M'Caffrey, John Gaffigan, Daniel Murray, and their associates, and all others who shall hereafter become members of the same, shall be and are hereby erected and declared to be a body politic and corporate, by the name, and style, and title, of the Old Guard, number one, of the Hibernia Fire Company of Philadelphia ; and the same shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere ; and the said associa-

Corporators.

Title.

Privileges.

- Seal. tion shall, and may, make and have, a common seal, and the same to change, alter and renew at pleasure ; and also, to ordain, establish and put into execution, such by-laws, rules and regulations, as may be necessary and proper, for the government of the corporation, not being inconsistent with this charter, or the constitution and laws of the United States, or of this commonwealth ; and elect, or choose, such officers as may be necessary, and generally to do all and singular the matters and things which, to them, it shall lawfully appertain to do for the well-being of the said corporation, and the due management and ordering the affairs thereof.
- By-laws. SECTION 2. That the said corporation is hereby authorized to accept and take, by devise, grant, bargain, sale, or otherwise, to them and their successors, any estate, or property, real, or personal, and the same to hold and enjoy, or to sell, or convey, lease, or mortgage, as fully and absolutely, in all respects, as any natural person might do : *Provided however*, That the clear, annual, income of the same corporation, exclusive of donations, gifts, or dues, shall not exceed the sum of ten thousand dollars.
- Officers. May take and hold real and personal estate.
- Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 228.

## A Further Supplement

To an act to incorporate the city of Philadelphia, relative to the election of additional school directors in the Twenty-third ward, and defining the duties thereof, in the Twenty-third and Twenty-fifth wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Three additional school directors authorized for the Twenty-third ward. That the qualified voters of the fourth, fifth, sixth, seventh and eighth divisions of the Twenty-third ward, formerly the boroughs of Frankford and White Hall, shall, at the next general election, elect three school directors, in addition to those they are now allowed, by law, to elect ; one of whom shall serve for one year, one for two years, and one for three years ;



and annually, thereafter, the qualified voters of the aforesaid election divisions shall elect two school directors.

SECTION 2. That the qualified voters of the third election division of said ward, formerly the townships of Byberry and Moreland, shall, at the next general election, elect two school directors, jointly, and not separately, as heretofore; and annually, thereafter, the qualified voters of said election division shall elect two school directors, in like manner.

Directors to be elected jointly in the third division of said ward.

SECTION 3. That every vacancy in the board of school directors of the Twenty-third or Twenty-fifth wards, caused by death, resignation, or otherwise, shall be filled by the remaining directors of the election district in which such vacancy occurred, until the next general election, when the qualified voters of such election district shall elect a director, for the unexpired term caused by said vacancy; and that the directors elected in the said election districts, of said Twenty-third and Twenty-fifth wards, shall have the sole control and management of the schools within said election divisions, subject to the general supervision of their respective boards of school directors.

Vacancies in the Twenty-third, or Twenty-fifth wards, how filled.

Management of schools.

SECTION 4. That all laws, or parts of laws, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repeal.

SECTION 5. That should a vacancy occur in the schools of the Twenty-third section, and there be no person, in said section, holding the requisite certificate of qualification to fill said vacancy, it shall be lawful for the directors of said school to fill said vacancy, temporarily, with a teacher, until there shall be a teacher properly qualified for said position; and the said temporary teacher shall be paid in like manner as a qualified teacher would have been paid, in a like position.

Teachers may be appointed temporarily.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 229.

*A Supplement*

To an act, entitled "An Act to incorporate the Dickson Manufacturing Company," approved the eighth day of March, A. D. one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Dickson Manufacturing Company shall have the power to increase its capital stock, from time to time, as the directors of said company may deem expedient and necessary, but not to exceed one million of dollars; and that said company may extend its operations, and establish branches, for the manufacture and sale of its products and other articles, in any part of the county of Luzerne; this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum, on the increase of the capital stock, hereby authorized, or hereafter created, in four equal annual instalments, and such taxes, on dividends, as is, or may be, provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 230.

*An Act*

To incorporate the Brookville and Mahoning Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners  
appointed.

That John M. Brinker, Martin Williams, J. F. M'Nut, John M. Steck, William J. M'Night, James M'Williams and W. W. Corbit, or any five of them, be and they are hereby appointed

commissioners, to open books and receive subscriptions, and organize a company, by the name, style and title of the Brookville and Mahoning Turnpike Road Company, with power to construct a turnpike road, partly clay, or partly clay and stone, or all, or either, from the borough of Brookville to the mouth of Mahoning creek, on, or near, the Kittanning road, with full power to change the location of said road, whenever the same may become necessary, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, passed January twenty-sixth, one thousand eight hundred and forty-nine, and are authorized to charge the same tolls as are provided in the second section of the act, entitled "A supplement to an act to incorporate the Clarion turnpike and bridge company," approved the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-three.

Subscriptions.

Title.

Powers and  
privileges.

Subject to.

Tolls.

SECTION 2. That the capital stock of said company shall consist of two hundred shares of twenty-five dollars each : *Provided*, That the said company may, from time to time, at a meeting of the stockholders, called for that purpose, increase their capital stock to such an amount as, in their opinion, may be required to finish said road, according to the true intent and meaning of this act.

Capital stock.

Proviso.

SECTION 3. That said company may commence their road at any point, and whenever said company have finished three miles, or more, of said road, they shall have power to erect gates and charge tolls thereon.

When tolls may  
be charged.

SECTION 4. That the said company may borrow any sum of money, not exceeding five thousand dollars, for the purpose of finishing said road, and secure the same by a mortgage on said road : *Provided*, That no bond issued for any money, so borrowed, shall be for a less sum than fifty dollars.

May borrow  
money.

Proviso.

SECTION 5. That if said company shall not commence the construction of the said road within two years, and finish the same within five years thereafter, this act shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the company.

Commencement  
and completion,  
relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 231.

*An Act*

To authorize the school directors of Connellsville borough, Fayette county, to use surplus school tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Connellsville borough school district, in Fayette county, be and they are hereby authorized and empowered to use, for building purposes, so much of the school tax, of said district, as may not be necessary for supporting the schools thereof: *Provided*, That this act shall continue in force for the term of only five years.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 232.

*An Act*

To authorize the board of managers of the Frankford Lyceum, et cetera<sup>t</sup> to sell the real estate belonging to the institution.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the Frankford Lyceum of Science, for the acquirement and diffusion of useful knowledge, shall have the power, at such times as they may deem most expedient, to expose to sale, by public vendue, or outcry, on the premises, and sell the same to the highest bidder, and good conveyance of the same to make, seal and deliver all the real estate, belonging to the said institution, to wit: A certain lot, or piece, of ground, situate on the north-west-

Managers of Frankford Lyceum authorized to sell and convey real estate, &c.



wardly side of Frankford, or Main, street, between Sellers and Orthodox streets, in the borough of Frankford, containing, in front, on said Frankford, or Main, street, fifty feet, and extending that width north-eastward two hundred and forty-seven feet, eight inches, to Franklin street, together with the brick building, thereon erected, known as the Frankford Lyceum building : *Provided however*, That said board of directors shall have the power to sell the said premises, at private sale, and to convey the same, in fee simple, to the purchaser, or purchasers, thereof, if a price can be obtained for the same, which shall be satisfactory to the stockholders owning at least two-thirds of the whole amount of stock. Proviso.

SECTION 2. The president, recording secretary and treasurer shall be commissioners to receive the proceeds of the sale, and, after paying the debts and necessary expenses, to distribute the balance to and among the stockholders, in proportion to their respective shares. Proceeds of sale, how disposed of.

SECTION 3. There shall be public notice given in two of the daily papers of the city of Philadelphia, of said public sale, at least ten days prior to the same, and by posting bills in at least fifty of the most public places in Frankford and vicinity. Notice of sale.

SECTION 4. In case of the sale of said premises, either at public, or private, sale, the said commissioners shall give notice, at least once a week, for six weeks, in two of the papers of the city, aforesaid, notifying the stockholders to bring forward their certificates, or other evidence of claims, within one year; and all stockholders, who shall fail to present the same to the commissioners, within that time, shall be forever debarred from all right in said fund. Notice to stockholders. Limitation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 233.

## An Act

To authorize the state treasurer to refund certain moneys to the Bank of Chambersburg.

WHEREAS, In the adjusting and settling the accounts of the Bank of Chambersburg, at the office of the auditor general of this commonwealth, it has been ascertained, on a full set-

tlement, that said bank has overpaid sixty-four dollars and twenty cents, in her tax on capital stock, and two hundred and eighteen dollars and thirty cents on her tax on dividends; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be authorized to refund said sums to said bank, out of any moneys, unappropriated, in the treasury.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 234.

## An Act

Concerning the M'Cullough Iron Company.

Preamble.

WHEREAS, It is represented to this general assembly, that Jethro J. M'Cullough, Deleplaine M'Daniel, William K. M'Clees, Enoch M'Cullough, William Scotten and Wickham B. Spear, have been, by an act of the general assembly of Maryland, incorporated, under the name and style of the M'Cullough Iron Company, for the prosecution of the business of manufacturing, galvanizing and selling iron:

*And whereas,* It is contemplated that the business of said company will be, in part, carried on within this state; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Recognized as  
a corporation of  
the state of  
Pennsylvania.

That the M'Cullough Iron Company, a corporation created by an act of the general assembly of the state of Maryland, passed February tenth, one thousand eight hundred and sixty-five, be and it is hereby recognized as, and shall be deemed and taken to be a corporation of the state of Pennsylvania, and shall and may have and exercise, within this state, the corporate rights, powers and franchises, which are conferred upon it by the said act of incorporation, as fully and effectually, to all intents and purposes, as if the said company had

been incorporated, with the like rights and powers and franchises, by an act of the general assembly of this state.

SECTION 2. That the legislature reserves to itself the power, at any time, to alter, or repeal, this act: *Provided*, That the said corporation shall be subject to all the restrictions and liabilities, imposed by the general manufacturing law, approved July eighteenth, one thousand eight hundred and sixty-three, and the supplements thereto, except so far as relates to organization and letters patent: *Provided further*, This corporation shall pay into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on dividends as is, or may be, provided by law.

Reservation.  
Proviso.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 235.

## An Act

To increase the capital stock of the Lehigh Slate Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Lehigh Slate Company be and they are hereby authorized to increase the capital stock of said company, to the sum of one hundred and fifty thousand dollars, and issue certificates therefor, in the manner now authorized by law, with power, at any time hereafter, to exchange the same, or any part thereof, for bonds now held against said company, on such terms and conditions as may be agreed upon between the bondholders and said board of directors; this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the increase of the capital stock hereby authorized, or hereafter

created, in four equal annual instalments, and such taxes on dividends as is, or may be, provided by law.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 236.

## A Further Supplement

To an act to incorporate the Western Insurance and Transportation company, approved April twenty-second, one thousand eight hundred and sixty-three, and a supplement thereto, approved March twenty-second, one thousand eight hundred and sixty-four, authorizing an increase of capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock of the Western Insurance and Transportation Company, or by whatever name, style, and title said company may be legally known, may be increased from time to time, by the directors, with the consent of the holders of a majority of the stock; and the instalments on the shares, thus added, shall be paid in such amounts, and in such manner, as the directors may order: *Provided,* The whole amount of increase shall not exceed thirty-two thousand shares.

Capital stock  
may be increas-  
ed.

Próviso.

Increase to be  
reported to au-  
ditor general.

SECTION 2. That whenever the capital stock shall be increased, as provided in the preceding section, and as often as increased, the directors shall report the amount of increase to the auditor general, and shall, at the same time, pay into the treasury of the commonwealth, the same per centage thereof, as is required by the act to which this is a supplement, upon the original capital.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 237.

*An Act*

Requiring the supervisors of roads, in the several townships of the county of Butler, to remove drift wood, and so forth, from the piers and abutments of bridges built therein, by the said county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the roads, in the different townships of the county of Butler, are hereby required to remove and clear away the drift and other wood and substances that may wash, flow and lodge against the piers, or abutments, of any bridge, or bridges, in any of said townships, which have been erected by, or at the expense of, said county; and on their failure so to do, the said supervisors, or any of them, shall be deemed guilty of misdemeanor in office, and, on conviction, shall be fined, in a sum not exceeding fifty dollars: *Provided,* That the expense of removing the said drift shall be paid by the said county of Butler..

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 238.

*A Supplement*

To an act to authorize the school directors of certain townships, in the county of Bucks, to levy a tax to refund money advanced by individuals to pay bounty to substitutes, approved twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the townships, in the county of

Bucks, named in the act to which this is a supplement, are hereby authorized to appoint collectors, to collect the tax provided for said act; and said collectors shall be required to collect, and pay over, the taxes collected by them, respectively, less the abatements and expenditures, as said school directors may determine; and said school directors shall, within six months from the passage of this supplement, file an account of their proceedings, by virtue of this act, with the auditors of said township, who shall audit and settle the same, in the same manner as the accounts of supervisors are audited: *Provided*, That nothing herein contained shall authorize the collection of said tax, from any officer, or soldier, now in the service of the United States, or who has been honorably discharged therefrom, since the first day of September, Anno Domini one thousand eight hundred and sixty-one.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
housand eight hundred and sixty-six.

A. G. CURTIN.

No. 239.

## An Act

To authorize the commissioners of Lehigh county to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the amount now authorized by law, the commissioners of Lehigh county are hereby authorized to borrow any sums of money, not exceeding twenty-five thousand dollars, and to issue their bonds, or other evidences of indebtedness, therefor: *Provided however*, That no bond shall be issued for a less sum than one hundred dollars, nor at a greater rate of interest than six per cent. per annum.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 240.

## An Act

Supplementary to an act, passed the twenty-first day of February, Anno Domini one thousand seven hundred and sixty-seven, relative to vagrants.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That if any person shall be found, by any constable, police officer, or detective, staying, or loitering, in, or around, any steamboat landing, railroad depot, gambling, or drinking, saloon, restaurant, banking-house, broker's office, or any place of public amusement, crowded thoroughfare, or other place of public resort, in any city, or incorporated borough, within the counties of Erie, Crawford, Venango and Warren, having no apparent business, trade, or occupation, and without any visible avocation, or means of subsistence, it shall be the duty of said officer to arrest such person, and take him, or her, as soon as may be, before the mayor of any city, the burgess of any borough, or any convenient magistrate, of the place where the arrest is made; and upon due proof of the fact, by one, or more, witnesses, or by confession, and upon the party arrested failing to furnish any reasonable, or satisfactory, account of his, or her, name, residence, character, or business at that place, he, or she, shall be deemed and taken to be a vagrant, and shall be subject to all the existing laws respecting vagrants, now in force in this commonwealth; and the mayor of any city, and the burgess of every borough, within the said counties, are hereby vested with full authority and jurisdiction to execute all the provisions of this act, and all existing laws relative to vagrants.

Vagrants in cities, or boroughs, in Erie, Crawford, Venango and Warren counties, to be arrested.

Proceedings.

Subject to.

**SECTION 2.** That the burgess and town council, of each of the boroughs in said counties, shall have power to appoint one, or more, special policemen, or detectives, whenever they shall deem it necessary for the protection of their citizens, or strangers, against the depredations of thieves, burglars, pickpockets, gamblers, or other disorderly persons, and appropriate public funds of said boroughs, or levy tax, for payment of the same, who, after being duly sworn to discharge the duties thereof, shall have and exercise all the powers of constables, in the execution of all process, in criminal cases, and under this act, and shall be entitled to the same fees and perquisites as are now allowed to constables for similar services.

Special policemen and detectives may be appointed.

To be sworn.  
Powers.  
Fees.

**SECTION 3.** That on the application of any railroad company, having depots, or stations, at any places not incorporated into boroughs, or upon application of a respectable number of the inhabitants of any borough, when the burgess and council have neglected, or refused, to make the appointment,

Appointment of special policemen and detectives at railroad depots, &c., relative to.

it shall be lawful for the courts of quarter sessions, of the several counties named, to appoint special policemen and detectives for such localities, who shall be sworn, and give bail, if required by the court, and shall hold their said offices one year, unless the appointment be sooner revoked by the court.

Thieves, burglars, pickpockets and gamblers, relative to arrest and punishment of.

Person, baggage, &c., to be searched.

Fine and imprisonment.

Proceedings on failure to give required recognizance, &c.

Writs of *habeas corpus* and *certiorari* may be sued out in certain cases.

Constables to search for, and return to court, persons engaged in liquor traffic, &c.

Duty of the courts.

SECTION 4. That after the arrest of any such person as is hereinbefore described, and upon the oath, or affirmation, of the arresting officer, or other person, that he has reason to suspect, and does suspect, such person of being a gambler, burglar, thief, or pickpocket, it shall be lawful for the mayor, burgess, or justice, before whom such person is brought, to direct the officer, in his presence, or that of some disinterested person, named by him, to search the person, the baggage, and place of residence, or resort, of such suspected person, and return, to the presiding magistrate, everything he may find, or take, deemed confirmatory of such suspicion, and everything not so deemed shall be left with, or returned to, the owner; and if, upon said examination and search, such mayor, burgess, or other magistrate, shall be satisfied such suspected person is a professional gambler, thief, pickpocket, or burglar, he shall have power so to render his judgment, and then to sentence such party to pay a fine of any sum, not exceeding one hundred dollars, and the costs of prosecution, and to undergo imprisonment, in the county jail, for any period, not exceeding three months, or to require such party to enter into recognizance, and give bail for his, or her, appearance at the next court of quarter sessions, in such sum as he may fix; and upon the failure of any such party to comply with said sentence, or give the required recognizance and bail, to commit him, or her, to the jail of the county; of all of which doings the said magistrate shall keep a record, and transmit a certified copy of the same to the clerk of the quarter sessions, at, or before, the next succeeding term.

SECTION 5. If any person shall feel him, or herself, aggrieved by the final adjudication of any mayor, burgess, or justice, under this act, he shall have the right to sue out a writ of *habeas corpus*, before any judge of the county in which he shall be so arrested, and have a re-hearing of his case, or by giving satisfactory security, in the usual form, shall have the right to have a writ of *certiorari*, to remove the proceedings to the next court of quarter sessions, for review, which shall suspend the further execution of the judgment, or sentence, until the case is heard and finally determined by the court.

SECTION 6. It shall be the duty of the constables of the several cities, boroughs, wards and townships, in the counties aforesaid, to make diligent search for all persons who shall, either directly, or indirectly, be engaged in the sale and traffic of liquors, wines, or other strong drinks, and make quarterly returns thereof, under oath, to the courts of quarter sessions of the proper counties; and it shall be the duty of the courts to make diligent inquiries, of the constables, of the manner and fidelity with which they have attended to, and discharged, the requirements hereby enjoined upon them; and should the



courts be satisfied of the unfaithfulness of any constable, in this respect, they are hereby authorized and empowered to suspend, or remove, him from office, and appoint another one in his place.

Constable may be removed, or suspended, for unfaithfulness.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 241.

## A Further Supplement

To the local bounty laws of the county of Butler.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of the act, entitled "A further supplement to an act to provide for the payment of bounties to volunteers, in the county of Butler," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same are hereby repealed, as to the township of Clinton, in said county.

Certain provisions repealed as to Clinton township.

**SECTION 2.** That the provisions of the fourth section of said act, and supplement of twenty-third March, Anno Domini one thousand eight hundred and sixty-five, shall be deemed and taken to apply to the property of persons only, whose son, or sons, were minors, or who were rendering support to their parent, or parents, and who were credited to a district of said county.

Certain provisions construed.

**SECTION 3.** That it shall be the duty of the school directors of said county to present to the township and borough auditors, for settlement, any unsettled accounts, in their respective districts, arising from said bounty funds; and if said auditors shall fail, neglect, or refuse, to audit said accounts and funds, according to the provisions of the fifth section of the act of fourteenth of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to provide for the payment of bounties to volunteers, in the county of Butler," they shall be deemed guilty of a misdemeanor in office, and on indictment and conviction, shall be punishable as misdemeanors are punishable now at law.

Settlement of bounty fund accounts, relative to.

Punishment of certain officers, on failure to discharge their duty.

Additional tax  
authorized.

Proviso.

SECTION 4. That the school directors of the townships of Forward and Cranberry, in said county, are hereby authorized and required to levy and collect such additional amount of tax as may be unpaid, and necessary to discharge any just obligations incurred by them, or by any committee of citizens of the same, in the payment of bounties to volunteers, under calls for the same: *Provided*, The bounty accounts of said directors, or committees, shall first be audited as now provided; due notice of which audit shall be given to the citizens of said township respectively.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 242.

## An Act

To make the printed ordinances and joint resolutions, of the councils of the city of Philadelphia, legal evidence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the authorized copies of the ordinances and joint resolutions, of the select and common councils of the city of Philadelphia, as printed and published in book form, and heretofore issued, or that may be hereafter issued, or the copy of any ordinance, or resolution, duly certified by the clerks of councils, and the mayor of said city, shall be taken and received as legal evidence, in all courts of justice, whether of record, or otherwise, and in all legal proceedings, of whatsoever nature, or character; and all laws, requiring such ordinances to be recorded in the office of the recorder of deeds, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 243.

## A Further Supplement

To the act incorporating the Pennsylvania Railroad Company, authorizing an increase of capital stock, and to borrow money.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Pennsylvania Railroad Company shall have authority to increase, from time to time, the capital stock of the company; such increase not to exceed two hundred thousand shares. Increase of capital stock authorized.

**SECTION 2.** That the board of directors of the Pennsylvania Railroad Company, for the purpose of retiring their present mortgage bonds at maturity, increasing their motive power and cars, and providing suitable facilities along the line of their road, and at Philadelphia and Pittsburg, for the reception and accommodation of travelers, and storage of freight, and for other purposes necessary for, and connected with, the business of said company, be and they are hereby authorized to borrow, from time to time, such sums of money as they may deem needful, and to issue bonds therefor, in sums of not less than one hundred dollars, with coupons attached, bearing interest at the rate of six per centum per annum, and to secure the same by a mortgage of their railroad constructed, or to be constructed, and all their property, real and personal, acquired, or to be acquired, and all their corporate rights and franchises: *Provided*, That the amount of loans, hereby authorized, shall not, at any time, exceed the amount of capital stock paid in. May borrow money.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 244.

## An Act

Authorizing the return, to the county commissioners of Potter county, for collection, the duplicates of school, school building and bounty taxes of Abbott township, for the year one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the commissioners of Potter county, and they are hereby required, to receive, for collection, at any time; for sixty days after the passage of this act, from the school directors of Abbott township, in said county, or from the president and secretary of said board, the duplicates of school, school building and bounty taxes, on unseated lands, for the year one thousand eight hundred and sixty-five; and the taxes, so returned, shall be collected by the treasurer of Potter county, as other taxes, on unseated lands, are now by law collected.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 245.

## An Act

Authorizing the commissioners of Lawrence county to pay bounties to certain re-enlisted veteran volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Lawrence be and they are hereby authorized, and empowered, to issue to the re-enlisted veteran volunteers of the One Hundred and First



regiment of Pennsylvania infantry, residents of the said county, who were captured at Plymouth, North Carolina, by the rebels, and who were confined in Andersonville prison, the bonds of the said county, in the sum of three hundred dollars each; and if any of the said volunteers be dead, to issue said bonds to their legal heirs, and to levy and collect a tax for the payment of the same, in the same manner as is now provided, by law, for the collection of bounty taxes in the said county: *Provided*, That if any of said volunteers shall have heretofore received a bounty, on account of their said re-enlistment, from any other county, or district, then they shall not be entitled to receive any bounty under the provisions of this act: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

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No. 246.

## An Act

To authorize the North Pennsylvania Railroad Company to borrow money.

WHEREAS, The requirements of trade and the safety of the traveling public may render it advisable for the said company to lay and build an additional track, upon the whole, or a part, of their road, to lay and build additional sidings, and to purchase additional locomotives and rolling stock, et cetera; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the North Pennsylvania Railroad Company, for the purpose of making the said improvements, and for the general purposes of their business, shall be authorized to borrow such sums of money as they shall deem expedient, and to issue bonds for the same, with, or without, coupons attached, at any rate of interest, not exceeding seven per centum, not, in the whole, to exceed one million five hundred thousand dollars; and to mortgage their railroad property, or any part thereof,

and their corporate rights and franchises, as security therefor :  
*Provided*, That the said company shall issue no certificate of  
 loan of less denomination than one hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
 one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 247.

## An Act

Extending the act, entitled "An Act authorizing the school directors of the North ward, of the borough of Meadville, to borrow money for the erection of a public school house, et cetera," passed May the fourth, one thousand eight hundred and sixty-four, to the South ward, of said borough, and also to authorize the school directors of the North and South wards, in said borough, to appraise and sell to those of the North ward, the late arsenal buildings and grounds, in said ward.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Certain provisions extended to South ward.

That the provisions of the act of assembly, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, authorizing the school directors of the North ward, of the borough of Meadville, to borrow money, not exceeding the sum of twenty thousand dollars, for the purpose of procuring and ornamenting grounds, building a public school house, et cetera, be and the same are hereby extended, with like powers and authority, and for like purposes, to the school directors of the South ward, of the said borough of Meadville; and that the school directors of said North ward and South ward be and they are hereby respectively authorized to negotiate, and sell the bonds, to be issued under the provisions of this act, and the said act, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, at such rates as they can, respectively, obtain for the same.

Sale of bonds, relative to.

Sale of arsenal buildings and grounds, to North ward, authorized.

*SECTION 2.* And whereas, the late arsenal buildings and grounds, in said borough, are now the common property of both the wards, aforesaid, and for many reasons it is more convenient that the same should belong, exclusively, to the

ward where said premises are situate ; therefore, be it enacted, that it shall be lawful for the school directors of said North and South wards to select, in the form of an amicable reference, some disinterested person, or persons, who, after an examination of the premises, and a hearing of the parties, if desired, by them, shall fix the valuation of said premises, the expenses of said proceedings to be equally defrayed by the wards, aforesaid ; and on the filing, in the court of common pleas, of the reference and valuation, aforesaid, it shall be lawful for, and obligatory upon, the directors of the North ward, in two equal annual payments, to pay to the school directors of the South ward the moiety of said valuation ; and upon the receipt thereof, by the treasurer of the said South ward, it shall be lawful for, and obligatory upon, the school directors of the said South ward, officially, to give such acquittance, assurance and guaranty, as would have been lawful, in case of sale, by them, of the premises, aforesaid ; and upon their so doing, the said premises shall be and become the sole and exclusive property, for school purposes, of the directors of said North ward.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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248.

## An Act

Authorizing the commissioners of Northumberland county to sell the old court house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Northumberland county, or any two of them, are hereby authorized and empowered to pull down, or cause to be taken down, the court house, now standing in Market square, in Sunbury, and sell the material at public, or private, sale, or sell the same as it stands : *Pro-*

## LAWS OF PENNSYLVANIA,

vided, The purchaser, or purchasers, remove the building within the time stipulated by the commissioners.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 249.

## An Act

To lay out a State road, in the counties of Allegheny and Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Nathan Slator, surveyor, Robert Gilliland and James S. Crawford, be and are hereby appointed viewers, to view and lay out a state road, from the farm of George Goucher, in the county of Allegheny, to the farm of Samuel Park, in the county of Butler, a distance of about two miles, and so as to connect the same with the state road known as the Tarentum state road, and the state road known as the Perryville and Butler state road; and the said surveyor shall receive four dollars per day, and said other viewers shall receive two dollars and a-half per day, as compensation for their said services, and to have two chain carriers, if necessary, with a compensation of two dollars per day; the said viewers shall lay out said road at not exceeding five degrees, and shall make report, with draft, to the clerk of the courts of both of said counties; and all the expenses of the said view shall be paid by said counties, in proportion to the time expended in each, in making said view: *Provided,* That the consent of the commissioners of Allegheny county shall be first had, before said county shall be subjected to any expense.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 250.

## A Supplement

To an act, approved the twenty-second day of April, one thousand eight hundred and sixty-five, entitled "An Act to change the location of the county seat of Snyder county, and to provide for the erection of new county buildings."

**WHEREAS**, The citizens of Snyder county decided, at the Preamble. ballot box, in favor of locating the county seat at Middleburg, where it now is, and erected the court house and jail, by private subscriptions; and again, at the last general election, reiterated the same sentiment, by electing officers opposed to the removal of the same:

*And whereas*, Very near the close of the last session of the legislature, an act was hastily passed, to remove the seat of justice from Middleburg to Selinsgrove, without the knowledge and against the expressed will of the people; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified voters of the county of Snyder shall, on Tuesday, the twenty-fourth day of April next, vote for, or against, the removal of the county seat, from Middleburg to Selinsgrove, in the following manner, to wit: all in favor of removal shall vote, by ballot, a written, or printed, ticket, labelled on the outside, "county seat," and on the inside, "for removal;" and those opposed to removal shall vote, by ballot, with a similar label on the outside, and on the inside, "against removal;" and the tickets, thus polled, shall be placed in a separate box, counted out, and the number of votes for, and against, returned in like manner as those for assessors, to the clerk of the court of quarter sessions, who shall, also, certify the number of votes polled, as aforesaid, in the several districts of said county, to the county commissioners, agreeably to the ninth section of the act of June thirteenth, Anno Domini one thousand eight hundred and forty; and if the majority of the votes polled shall be against removal, then it shall not be lawful for the said county commissioners to proceed and erect county buildings, at Selinsgrove, as required by the act to which this is a supplement, but the seat of justice, for said county, to be and remain at Middleburg, where it now is; and that all the provisions of the aforesaid act, approved April twenty-second, one thousand eight hundred and sixty-five, inconsistent herewith, be and the same are hereby repealed.

**SECTION 2.** The constables of the several townships and boroughs in said county shall, also, give notice of the vote to be taken as aforesaid, in the manner provided by law for giving notice of township elections; and said election to be

Question of removal of county seat to be submitted to qualified voters.

Mode of election, relative to.

Duty of certain officers.

Notice of election required.

subject to the like provisions and penalties, as for officers voted for at the general election.

Places, officers  
and expenses of  
election, rela-  
tive to.

SECTION 3. That the election, contemplated by this act, shall be held at the places fixed, by law, for holding the general election, in Snyder county, and shall be conducted by the officers authorized, by law, to hold said general election; and the time for opening and closing the polls shall be the same as is provided, by law, for general elections; and the expense of conducting said election shall be paid in the same manner as the expenses of general elections are paid.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 251.

## An Act

To exempt certain persons in Fermanaugh township, Juniata county, from the payment of the tax authorized to be levied for local bounty purposes, by an act approved March twenty-first, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of officers and enlisted men, and of widows and orphans of deceased officers and enlisted men, of Fermanaugh township, Juniata county, be and hereby are exempted from the tax authorized to be levied, for certain purposes, by an act approved the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five; that the officers and enlisted men, aforesaid, be exempt from the *per capita* tax authorized, by said act, and that the school directors of said township be hereby required to refund, to said officers and enlisted men, and widows and orphans of deceased officers and enlisted men, within six months from the

passage of this act, the amounts already paid, by them, under said act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

252.

## An Act

To legalize the acts of the township auditors of West Manheim township, in the county of York, and to authorize them to levy and collect a tax to pay a debt contracted to pay two hundred dollars to each man drafted, in said township, in June, one thousand eight hundred and sixty-four.

WHEREAS, At a meeting of citizens of said West Manheim township, it was decided to borrow money to pay volunteers, for said township, to avoid the draft :

And whereas, The draft was made before said volunteers were obtained :

And whereas, Afterwards, a majority of the township auditors of said West Manheim township, together with one supervisor, borrowed money, to pay two hundred dollars to each of the eleven drafted men, in said township, on their individual note, or responsibility, intending, at the time, that the township should be liable therefor, and a tax assessed and collected to pay the same ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of said township auditors, and supervisors, in making said loan, of two thousand two hundred dollars, be and the same is hereby legalized, and made a valid and binding debt, on said township ; and said West Manheim township is, and shall be, liable to pay the same ; and the township auditors, of said West Manheim township, and their successors, are hereby authorized and empowered to levy and collect, immediately after the passage of this act, a tax on all property, liable for state, or county, purposes, liable to bounty tax, sufficient to pay said sum of two thousand two hundred dollars, with interest thereon from the time the same was bor-

rowed, with the costs and expenses of collecting the same, not exceeding twenty-five hundred dollars, in the manner bounty taxes are usually assessed and collected; and the township auditors, of said township, or a majority of them, are hereby authorized to appoint a collector, or collectors, issue their warrants for the collection of said tax, and do all things necessary to carry out the provisions of this act, for the collection of a tax, to pay the money so borrowed, with interest and expenses; and any person, or persons, who have heretofore paid a tax, which has been applied in part payment of the money so borrowed, shall be entitled to receive the amount of taxes so heretofore paid by him, her, or them, out of the tax hereby authorized to be levied and collected: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 253.

## An Act

To establish a ferry over the Allegheny river, at or near Graham's landing.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That George Cooper and Samuel Graham, their heirs and assigns, shall have the right and privilege to have and maintain a public ferry across the Allegheny river, from Graham's landing, in Perry township, Clarion county, to land of George Cooper, situated in Perry township, Armstrong county, Pennsylvania, and also the right and privilege of erecting posts on any land, or lands, contiguous to said ferry, and to extend from said posts a chain, or wire, in order to facilitate the crossing of said stream; and also the right and privilege of making all necessary roads to connect their landings with the public roads: *Provided*, That the said George Cooper and Samuel Graham, and their heirs and assigns, shall pay to the owner, or owners, of the land, or lands, on which the said

Public ferry  
authorized.

Rights and  
privileges.

Proviso.



erections, or other improvements, hereby authorized, shall be made, the damages which shall accrue to the said owner, or owners, in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now by law assessed : *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said Allegheny river.

Damages, how assessed.

Proviso.

SECTION 2. That the said George Cooper and Samuel Graham, and their heirs and assigns, shall keep the said ferry in good order and repair, fit for the transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats, or other crafts, and a competent, careful and sober ferryman, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across said river, with reasonable diligence and care.

Ferry to be kept in good order and repair, &c.

SECTION 3. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall each of them forfeit and pay to the said George Cooper and Samuel Graham, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts.

Injuries done to ferry, relative to.

SECTION 4. That the rates of toll shall be the same as contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river at Franklin, in the county of Venango," approved the seventeenth day of March, Anno Domini eighteen hundred and sixty-four.

Tolls.

SECTION 5. That all persons, except the said George Cooper and Samuel Graham, their heirs and assigns, are hereby prohibited from using the said Allegheny river, for the purposes of a ferry, within the distance of one-half mile from the said established ferry ; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay to the said George Cooper and Samuel Graham, their heirs and assigns, the sum of twenty dollars, to be recovered as the penalties in the third section of this act are recovered.

No other ferry permitted within one mile of that hereby authorized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 254.

*An Act*

To incorporate the Bernville Live Stock Insurance Company, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Joshua S. Bickel, Moses Shaeffer, John N. Potteiger, William N. Potteiger, Benjamin Auman, Jonathan Haag, William Bright, William K. Derr, Levi R. Lengel, Franklin Groff, John J. Keiner, Adam N. Potteiger, Aaron M. Bright, Jonathan Kline, Adam E. Dundore, Jacob Christ, and all other persons, who are now, or hereafter may, associate with them, in the manner hereinafter prescribed, shall be a body politic and corporate, by the name, style and title of the Bernville Live Stock Insurance Company, and shall have full power and authority to make and use a common seal, with such device and impression as they may deem proper, and the same to break, alter and renew, at their pleasure, and by the name, style and title, aforesaid, shall be able and capable, in law, to sue and be sued, plead and be impleaded, in any court, or courts, before any judge, or judges, justice or justices, in all manner of suits, complaints, pleas, causes, matters and demands, whatsoever, and all and every matter, or thing, thereunder, in as full and effectual a manner as any other person, or persons, body politic and corporate, within this commonwealth, may, or can, do, and to make and establish and put in execution such by-laws, ordinances and regulations, as shall appear necessary and convenient for the government of said corporation: *Provided*, That such by-laws, ordinances and regulations shall not be contrary to the laws of the United States, and to the constitution and laws of this commonwealth.

Title.

Seal.

Powers and privileges.

Proviso.

Object of corporation.

SECTION 2. That the object of said company is to protect each other against the loss, or losses, that may occur to their horses, mares, geldings and mules, upon such term, or terms, premiums, or consideration, and restrictions, as may be agreed upon and regulated by the laws of this association.

Number of directors, &c.

SECTION 3. That the control and management of this association shall be vested in a board of thirteen directors, to be elected, by ballot, at the next annual meeting, by the members of said association.

Time and mode of election.

SECTION 4. That on the first Monday in March, and on the same day of each year thereafter, the members of said association shall convene for the purpose of electing directors for said company, who shall continue in office for one year, and until successors shall be duly chosen; and that until the first election hereby authorized, and until successors shall be

chosen, as hereby directed, Joshua S. Bickel, Moses Shaeffer, John N. Potteiger, William N. Potteiger, Benjamin Auman, Jonathan Haag, William Bright, William K. Derr, Levi R. Lengel, Franklin Groff, Adam J. Kiener, Adam N. Potteiger, Aaron M. Bright, Jonathan Kline, Adam E. Dundore and Jacob Christ shall be directors of the said company, with power to transact all business, enjoined upon them by the charter, or by the regulations and by-laws of this association; public notice of such election shall be given, by advertisement, in at least two newspapers printed in the county of Berks, at least ten days before the holding of the same.

Directors.

Notice of election required.

SECTION 5. That the said board of directors shall constitute a board of officers, who shall organize in appointing one president, one vice president, one secretary, one treasurer, and the balance of the directors to be a committee, of which number an agent, or agents, may also be appointed, if the board of directors shall see proper to do so.

Officers to be appointed.

SECTION 6. That a general meeting of the association shall be held, whenever called by the board of directors, or whenever requested by twenty of its members.

General meeting.

SECTION 7. That the board of directors shall have full power to fill all, or any, vacancy, or vacancies, that may happen, either by death, resignation, misbehavior, or removal from the limits prescribed in the by-laws, of any of the officers of said board, who shall serve, and fill such vacancy, until the next annual meeting.

Vacancies, how filled.

SECTION 8. That every election, for directors, shall be conducted under the inspection of three members of the corporation, not directors, managers, nor candidates for any office, in said corporation, to be appointed by the board of directors for that purpose; each member shall have one vote.

Inspectors of election to be appointed.

SECTION 9. That all persons who shall, hereafter, become insured in said corporation, and also their heirs, executors and administrators, continuing to be insured in said corporation, as hereafter provided, shall thereby become members for and during the period they shall remain so insured, and no longer.

Limitation of membership.

SECTION 10. That the clear yearly income of the lands and tenements, goods and chattels, of the said corporation, shall not exceed ten thousand dollars: *Provided*, That the election held on the fifth of March, Anno Domini one thousand eight hundred and sixty-six, for the organization of said company, shall be valid and binding.

Yearly income, relative to.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 255.

**An Act**

To change the venue of a certain action from Juniata county to Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain action in ejectment, now pending in the court of common pleas of Juniata county, between the directors of the poor of Lancaster county, plaintiffs, and John Garman, defendant, number eighty-nine, September term, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby removed to the court of common pleas of Dauphin county, to be there tried, in the same manner as if said action had been originally instituted in the last named court; and the record of said action shall be certified by the said court of common pleas of Juniata county, forthwith, to the said court of common pleas of Dauphin county, for trial, as aforesaid; and on final judgment, such writs of execution shall be issued as may be necessary to carry the same into full effect; and all expenses incurred by the said county of Dauphin, by reason of said change of venue, shall be paid by the commissioners of the said county of Juniata.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 256.

**A Supplement**

To an act to incorporate a company to erect a bridge over the West Branch of the Susquehanna river, at the borough of Milton, approved the sixth day of April, one thousand eight hundred and thirty.

Preamble.

WHEREAS, The bridge, erected under the said act, was destroyed by the flood, and the stockholders and citizens, in the



vicinity, are desirous of re-building the same; and in order to accomplish it, to make an equitable adjustment of the existing stock, and to sell a sufficient amount of new stock, and raise means for that purpose; therefore

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the said company, having procured the written consent of a majority of the stockholders of the said company, are hereby authorized to reduce and change the par value of the shares of the existing stock, of the said company, from the present par value, of twenty-five dollars per share, to five dollars per share; and the par value of said shares shall thereafter be five dollars per share, for all the shares which have been heretofore issued.

Change of par value of shares authorized.

SECTION 2. That the board of managers are hereby authorized to receive subscriptions for, and issue an additional amount of, new stock, at twenty-five dollars per share, not exceeding two thousand shares, with all the powers and penalties, for collecting the same, provided in said act; and the original stockholders, who may subscribe to the same, shall, for each share of old stock surrendered, and twenty dollars paid, be entitled to a share of such new stock, from said company; and all subscriptions which have been heretofore made, to the said new stock, are hereby legalized; and the said board of managers are hereby empowered to collect the same, as fully as if made under the provisions of this act.

Subscriptions for new stock, relative to.

Certain subscriptions legalized.

SECTION 3. That the said board of managers are hereby authorized to borrow any sum, or sums, of money, not exceeding ten thousand dollars, with power to execute and issue bonds for the same, bearing interest, at the rate of seven per centum, payable semi-annually; and for the security of which, the said board are hereby authorized to execute a mortgage, upon the said bridge and the franchises of the said company.

May borrow money.

SECTION 4. That the number of the managers of the said company be and are hereby increased, from seven to nine, and that the board be authorized to appoint the two additional members, until the next annual election.

Number of managers increased.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 257.

*An Act*

To incorporate the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That Thomas S. Ellis, Edward E. Chase, Charles D. Westcott, Albert H. O'Brien, Joseph H. Seaver, Alfred Sill and Alfred Zantzing, and all other persons who shall hereafter become stockholders in the company incorporated, shall be a

Name. body corporate, by the name of the Fidelity Insurance, Trust and Safe Deposit Company, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever.

May receive and hold on deposit, and in trust, real and personal estate, &c. *SECTION 2.* That the purpose of this act is to organize an incorporated company, and to authorize them, as such, to receive and hold, on deposit and in trust, estate real and personal, including the notes, bonds, obligations and accounts of states, and of individuals, and of companies, and of corporations, and the same to purchase, collect and adjust, and settle; and also to sell and dispose thereof, in any market in the United States, or elsewhere, without proceeding in law, or equity, and for such price, and on such terms as may be agreed on between them, and parties contracting with them; that the corporation, hereby created, shall also possess and have the power to make insurance for the fidelity of persons holding places of responsibility and of trust, and to receive, upon deposit for safe keeping, jewelry, plate, stock, bonds and valuable property of every kind, upon terms to be prescribed by the by-laws of the said company: *Provided,* That nothing herein contained shall authorize said company to engage in the business of banking.

Power to make certain insurance.

Terms.

Proviso.

Capital stock. *SECTION 3.* The capital stock of said company shall consist of five thousand shares of stock, of the value of one hundred dollars each, being five hundred thousand dollars, with the privilege to increase the same, by a vote of the stockholders, at an annual, or special, meeting, to one million of dollars; and the corporators, or a majority of them, named in the first section of this act, shall have power to open books for subscriptions, at such times and places as they may deem expedient, and when not less than one thousand shares shall have been subscribed, and ten per centum thereon shall have been paid in, (active business shall not be commenced, however, until at least one hundred thousand dollars have been paid on the capital stock,) the shareholders may elect nine directors, to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors, so elected, of said company, when it shall have been organized, may and

Increase thereof

Subscriptions.

When business commenced.

Number of directors.

they are hereby authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to; which liabilities are no more than for the payment to the company of the sums due, or to become due, on the shares held by them; and should the capital stock at any time be increased, the stockholders, at the time of such increase, shall be entitled to a *pro rata* share of such increase, upon the payment of the par value of the same.

Rights and privileges.

Restrictions.

SECTION 4. The principal office of the said company shall be in the city of Philadelphia; but the directors, under such rules and regulations as they may prescribe, may establish branches, or agencies, in other parts of the state, or elsewhere; all of the directors of said company shall be citizens of the United States and of the state of Pennsylvania, and reside therein, and shall keep a record of their proceedings.

Principal office and branches.

Directors to be citizens.

Record of proceedings.

SECTION 5. The directors shall be elected annually, by the stockholders, on the second Tuesday of February; and they shall elect, from their number, at the first meeting of the board, after their election, a president and a vice president, and shall have power to elect a treasurer and a secretary, and such other officers, clerks and agents, as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible as director who is not a stockholder to the amount of twenty shares; at the annual, or special, meetings, a quorum shall consist of stockholders owning at least one-third of the capital stock.

Annual election.

Officers.

Elections, how conducted, &c.

SECTION 6. Ten days' notice shall be given, by publication, in two papers, published in the city of Philadelphia, of the time and place of the annual election; which election shall be conducted by three stockholders, one of whom shall act as judge and the other two as inspectors.

Notice of annual election.

SECTION 7. The board of directors shall make all by-laws necessary for conducting the business of the company; which by-laws shall, at all times, be posted up in the place, or places, of business of said company, and accessible to all persons transacting business with them; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper, and under the penalty, in case of non-payment, as required, of forfeiture, to the company, of such stock and all previous payments thereon; the said assessments to be made as the by-laws of said company shall direct

By-laws.

Payment of stock, how enforced.

SECTION 8. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-half of one per cent. on the sum required to be paid in, previous to the organization, in four equal annual instalments, the first payment to be made in one year after the payments of the capital stock shall be made; and also a like bonus on all subsequent payments on account of the capital stock of said company,

Bonus.



or any increase thereof, payable in like manner, and in addition to such bonus shall pay a like tax upon dividends as is, or may be, imposed by law.

Tax upon dividends.

JAMES R. KELLEY,

Speaker of the House of Representatives,

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, No. 58, entitled "An Act to incorporate the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia," was presented to the governor, on the eighth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 22, 1866.*

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No. 258.

## An Act

To close the trust estate of Maria Shoemaker, deceased.

WHEREAS, Maria Shoemaker, wife of Francis Shoemaker, formerly Maria Twells, wife of Godfrey Twells, and theretofore Maria Stokes, daughter of James Stokes, of Germantown, late of the county of Philadelphia, in the state of Pennsylvania, deceased, did, on the twenty-eighth day of May, in the year of our Lord one thousand eight hundred and fifty-one, execute her last will and testament, duly proved and remaining in the office of the register of wills of Philadelphia county, on the sixth day of August, in the year of our Lord one thousand eight hundred and fifty-two, devise to Wyndham H. Stokes and his heirs, in trust, one-seventh part, or share, of said estate, as follows: "I give and devise said Branner's court estate to my several children, to wit: James S. Twells, Godfrey Twells, the children of my daughter, Sallie Cox, deceased, Maria P. Cox, wife of James G. Cox, to Mary Shoemaker, and my son, Francis Shoemaker, share and share alike; and the respective heirs in fee, the share, or portion, of the said Maria P. Cox, notwithstanding, to be held in trust by my said brother, Wyndham H. Stokes, and his heirs, for the use



of the said Maria P. Cox, upon the said trusts that my father in his will directs; that his devise of said Branner's court estate to me shall be held by my said brother, and with the same powers to her as given to me to devise the same; by her will the residuary portion of the estate is directed to be sold by Wyndham H. Stokes, at public, or private, sale, and to divide the proceeds of such sales in equal portions, as is above directed, for the final distributions of the said Branner's court estate; and as to the share of the said Maria P. Cox, or the said residue of my estate, the same to be held for her for the same uses and trusts, and under the same restriction, and with the same liberty, to the said Maria P. Cox, to devise the same, by her will, as is before directed:"

*And whereas*, James G. Cox, the husband of Maria P. Cox, is, since the execution of said will, deceased, leaving a farm in Cass county, in the state of Indiana, as the dependence upon which Maria P. Cox and nine children have to rely for their support:

*And whereas*, In the month of June, one thousand eight hundred and sixty-four, the dwelling, furniture and clothing were destroyed by fire:

*And whereas*, New buildings have been erected on said premises, or farm, but for the want of funds the said Maria P. Cox, and family, cannot enter in, or occupy, the said buildings until the money, contracted for the erection of said buildings, is paid; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Wyndham H. Stokes, trustee under the will of Maria Shoemaker, deceased, be and he is hereby directed to pay over to Maria P. Cox, widow of James G. Cox, the seventh part, or share, of the estate of her late mother, Maria Shoemaker, deceased, now held by him, by virtue of said will; and the receipt of the said Maria P. Cox shall exonerate the said Wyndham H. Stokes from all future liabilities arising from or out of said trust.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

We do certify, that the bill, No. 178, entitled "An Act to close the trust estate of Maria Shoemaker, deceased," was presented to the governor on the first day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

**ADIN W. BENEDICT,**

Clerk of the House of Representatives.

**GEO. W. HAMERSLY,**

Clerk of the Senate.

HARRISBURG, *March 22*, 1866.

No. 259.

*An Act*

To vest the title to a certain lot of land in the school directors of Pittston borough, in the county of Luzerne.

WHEREAS, Nathaniel Giddings, deceased, did, in his lifetime, donate to the township of Pittston, in the county of Luzerne, one acre of land, for the benefit of schools, which said lot is now in the North ward of the said borough of Pittston, and has become valueless for school purposes, by reason of the construction through it of railroad tracks and improvements incident thereto :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title to the lot, known as the Giddings school lot, consisting of one acre, and lying in the North ward of Pittston borough, in the county of Luzerne, bounded on the north by James Freeland, on the east by lands now, or late, of Nathaniel Giddings, deceased, on the south by a mine railroad track, and on the west by Main street, be and the same is hereby vested in the board of school directors of Pittston borough, for the time being, and their successors in office, to be by them disposed of, to the best advantage, for the benefit of the school district of the said borough, and to make a good and valid title to the purchaser, or purchasers, of the same.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, No. 44, entitled "An Act to vest the title to a certain lot of land in the school directors of Pittston borough, in the county of Luzerne," was presented to the governor, on the sixth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him ; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *March 22, 1866.*

No. 260.

**An Act**

To extend the time for the payment of the enrolment tax on an act for the relief of Thomas Callen, late treasurer of Cambria county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the time for the payment of the enrolment tax on the act, entitled "An Act for the relief of Thomas Callen, late treasurer of Cambria county," approved the tenth day of August, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby extended for the period of thirty days from the passage of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

We do certify, that the bill, No. 47, entitled "An Act to extend the time for the payment of the enrolment tax on an act for the relief of Thomas Callen, late treasurer of Cambria county," was presented to the governor, on the sixth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, March 22, 1866.

No. 261.

**A Supplement**

To an act, entitled "An Act to incorporate the Lackawanna Valley Coal Company," passed the twenty-third day of April, one thousand eight hundred and sixty-four.

WHEREAS, The Lackawanna Valley Coal Company has been organized under the act to which this is a supplement, with a

paid up capital of one hundred and ten thousand dollars, and letters patent have been issued by the governor ;

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby directed to settle the bonus tax with said company upon the capital as now paid in : *Provided however,* That said company shall not, thereby, be relieved from paying an additional bonus, at the same rate, upon every increase of their capital stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, No. 149, entitled "A supplement to an act, entitled 'An Act to incorporate the Lackawanna Valley Coal Company,' passed the 23d day of April, one thousand eight hundred and sixty-four," was presented to the governor, on the sixth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him ; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, March 22, 1866.

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No. 262.

## An Act

To authorize and require the school directors of West Caln township, Chester county, to levy and collect taxes for the purpose of paying three hundred dollars each, to persons who were drafted and furnished substitutes, under the call of the President of July eighteen, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of West Caln, in the county of Chester, are hereby authorized and required to levy and collect a tax, upon real and personal property, professions,

School directors  
to levy special  
tax.



trades and occupations, in said township, made taxable, by existing laws, for school purposes, sufficient to pay to each man, in said township, who was drafted, under the call of the President of the United States of July eighteen, one thousand eight hundred and sixty-four, for five hundred thousand men, and who furnished a substitute, the sum of three hundred dollars, and the expenses of collecting said tax: *Provided*, That the property of such person as is exempt from taxation, by the fourth section of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, shall be exempted from taxation for the purposes of this act.

Proviso.

Exemptions.

SECTION 2. That the tax authorized in the foregoing section shall be levied and collected, in all respects, as is prescribed, by law, for the levying and collection of school taxes.

Tax, how collected.

SECTION 3. That the school directors aforesaid are hereby authorized and required to pay, out of the moneys collected, by taxation, aforesaid, to each person who was drafted, and furnished a substitute, as aforesaid, the sum of three hundred dollars; and their receipts shall be regarded, by the township auditors, as sufficient vouchers for the payment, by the said school directors, of the moneys, as aforesaid: *Provided*, That the said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

Who entitled to fund.

Vouchers.

Exemptions.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 263.

## An Act

Authorizing the laying out of a certain road, in Huntingdon and Fulton counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Levi Evans and John F. Ramey, of Huntingdon county, and Kimber A. Moore, of Fulton county, be and they are

Commissioners.

- Route. hereby appointed commissioners, to view and lay out a state road, from the eastern terminus of the Shoup's Run Branch of the Huntingdon and Broad Top railroad, at Broad Top City, in Huntingdon county, to intersect a public road leading from New Grenada, to the top of Sidling hill, at a point at, or near, school house number four, in Wells township, near New Grenada, in the county of Fulton.
- Intersection. in Huntingdon county, to intersect a public road leading from New Grenada, to the top of Sidling hill, at a point at, or near, school house number four, in Wells township, near New Grenada, in the county of Fulton.
- Commissioners to be sworn. SECTION 2. That it shall be the duty of the said board of commissioners, or a majority of them, after taking and subscribing an oath, or affirmation, before a justice of the peace, to perform the duties enjoined upon them by this act with fidelity and impartiality, to carefully view the ground over which the said road may pass, and lay out the same to the width of thirty-three feet, as near to a straight line, from point to point, as the nature of the ground will permit, at an elevation of not more than five degrees from a horizontal line; and they are hereby authorized to vacate any road, or part of a road, leading in the same direction, laid out by order of the courts of quarter sessions of the respective counties, which, in their opinion, may be supplied by the same.
- Their duties. SECTION 3. That it shall be the duty of the said commissioners plainly to mark, upon the ground, the route agreed upon for the road aforesaid, in such manner as to enable the supervisors readily to find the same; and for the purpose of fulfilling the duties in this act enjoined, the said commissioners are hereby authorized to employ a surveyor, at a per diem allowance not exceeding four dollars, a targetman and axeman each, at an allowance not exceeding one dollar and fifty cents, and two chain carriers, at an allowance of one dollar each; and the said commissioners, respectively, shall receive a per diem allowance of four dollars for each and every day necessarily spent in the discharge of the duties of this act enjoined, to be paid as hereafter directed.
- Power to vacate, &c. SECTION 4. That it shall be the duty of the said board of commissioners to make out a fair and accurate draft of the location of the said road, together with any that may be vacated, or any part thereof, in pursuance of the authority aforesaid, respectively noting thereon the courses and distances as they occur, and improvements passed through; also the crossing of township and county lines, roads and waters, with such other matters as may serve for explanation; one copy thereof to be deposited in the office of the secretary of the commonwealth, on, or before, the fifteenth day of June next, and one copy in the offices of the clerks of the courts of quarter sessions of the respective counties through which the said road may pass, or be laid out, on the day aforesaid, or as much sooner as practicable; and said road shall, to all intents and purposes, be a public highway, and opened to the width aforesaid, and repaired, in all respects, as roads are opened and repaired by order of the courts aforesaid.
- Route to be plainly marked. SECTION 5. That it shall be the duty of the supervisors of the townships through which the road passes, to open the same to width aforesaid, and when excavation, or filling, may become necessary, the bed of the road shall be at least twenty
- Authorized to employ surveyor, targetman, axeman and chain carriers.
- Compensation.
- Draft to be made out.
- Copies thereof, where to be deposited.
- Opening and repairs of road, relative to.
- Duty of supervisors.

feet, and its entire course thereon, up in the centre at least ten inches above the plane of its sides, so that no part shall exceed an elevation of five degrees from a horizontal line; and on failing to comply with the foregoing provisions, shall be subject to the same fines and penalties that are now imposed on supervisors, for refusing, or neglecting, to open and repair roads, laid out by order of the courts of quarter sessions of the respective counties. Penalty for neglect.

SECTION 6. That the accounts of the said commissioners, for their own pay and allowance, for compensation to the persons employed, as aforesaid, shall be made out and returned to the commissioners of the counties in which the said road may be laid out, in proportion to the time they may be so employed, in each county, in locating the same; and they shall be paid out of the treasuries of the respective counties, on warrants drawn in the usual way. Commissioners and assistants, relative to pay of.

SECTION 7. That the said commissioners shall meet on, or before, the fifteenth day of May next, at such place as they, or a majority of them, shall agree upon, and complete the location of said road as soon thereafter as practicable; and if any vacancy shall happen by death, or otherwise, the court of quarter sessions, of the county in which the said vacancy shall occur, is hereby authorized to supply the same, by a suitable appointment; and in the difference of opinion, a majority of the commissioners shall determine, and the report of such majority shall be conclusive, and as available as if signed by all of them. Time of meeting. Vacancies. Report.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 264.

## An Act

Relating to common schools of the borough of Easton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the borough of Easton shall continue to form one common school district, for all purposes of education, according To form one school district



to the existing common school laws of the commonwealth, and the act incorporating the said borough of Easton, except so much thereof as is altered, supplied, or repealed, by the provisions of this act.

**Title.** SECTION 2. That the borough of Easton shall hereafter constitute a separate school district, to be known by the style and title of the school district of the borough of Easton; and in order to establish a more extensive system of education, within the corporate limits of said borough, the school directors, of the several wards thereof, shall constitute a board of control, as a body corporate and politic, under the style and and title aforesaid, with all the authority now, by law, conferred on school directors, and with all the rights and duties, which are now exercised and enjoyed by the board of control of the First school district, in the city and county of Philadelphia, by the laws of this commonwealth, regulating the same, as far as the same can be adapted to the school district of the borough of Easton.

**Board of control** SECTION 3. That the board of control shall, at the time of their regular meeting, on the first Tuesday in May next, and at the same time in each third year thereafter, elect one person, of literary and scientific acquirements, and skill and experience in the art of teaching, as borough superintendent, for the three succeeding school years; and the said board of control shall determine the amount of compensation, for the borough superintendent, and shall pay the same, by drafts on the treasurer of the aforementioned district: *Provided*, That nothing in this act shall forbid the board of control, at any time when a vacancy may occur in the office of borough superintendent, to elect a person to serve the unexpired term of said office.

**Compensation.**

**Proviso.**

**Vacancy.**

**Not subject to county superintendent.** SECTION 4. That hereafter the school district of the borough of Easton shall not be subject to the authority and jurisdiction of the county superintendent, and the quota of the annual state appropriation, to said district, shall not be diminished by reason of any contribution to the salaries of county superintendents.

**Quota not to be diminished.**

**Duties of borough superintendent.** SECTION 5. That it shall be the duty of the borough superintendent to perform all the duties now, by law, enjoined upon county superintendents, so far as the same relates to the district of the borough of Easton, and shall discharge such other duties, consistent with the nature of his office, as the by-laws, rules and regulations of the board of control may require.

**Central high school.** SECTION 6. That the board of control are hereby authorized and required to keep up and maintain a central high school, for the full education of such pupils of the public schools of the school district of the borough of Easton, as may possess the requisite qualifications, with the same powers and duties as are now incident to, and exercised by, the board of control of the First school district, in the city and county of Philadelphia, and shall have power to provide a normal department, in said high school, for the training of teachers; and the moneys expended in support of the said high school

**Normal department.**



shall be provided and paid, in the same manner as is now, or Expenses, how shall hereafter be, directed by law, with respect to the other paid.  
 public schools of the said district: *Provided*, That pupils, Proviso.  
 not residents of the district, may be admitted into said high school, upon complying with the terms and conditions as prescribed by the by-laws, rules and regulations of the said board of control.

SECTION 7. That the arrangement now made and existing Easton Library between the Easton Library Company and the school directors of the said borough of Easton, in relation to the use, Company, relative to management of.  
 management and control of the said library, shall continue; the said board of control to take and assume the duties in relation thereto, now devolving upon said school directors.

SECTION 8. That the said board of control shall have full Secretary.  
 power and authority to elect a secretary, (not one of their own body,) who shall, also, officiate as financial clerk of the board, and who shall give such security, for the proper performance of his duties, as the by-laws of the board of control Duties.  
 may require, and for his services shall receive such compensation as the board may direct. Compensation.

SECTION 9. That said board of control shall have authority By-laws.  
 to make such by-laws, rules and regulations, for their own government, as well as for the government of the district, as may be deemed necessary for carrying this act into complete effect: *Provided*, That such rules, or regulations, shall not Proviso.  
 be inconsistent with this act, or with the constitution, or laws, of this commonwealth, or of the United States.

SECTION 10. That school directors, in the school district of Directors to reside in the wards for which they are elected; and a side in wards in which elected.  
 removal from the ward shall cause a vacancy in the said board of control, which shall be filled by the remaining members of said board, until the next annual election for directors, when the qualified voters of the ward, in which such vacancy shall have occurred, shall elect a director for the unexpired term of such school director. Vacancies.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 265.

*A Further Supplement*

To an act, entitled "An Act to incorporate the Thomas Iron Company," approved the fourth day of April, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said, the Thomas Iron Company shall have authority to mine coal, for their iron works, with power to dispose of such portion thereof as may not be suitable, or necessary, for their use; and for that end and purpose they may hold such mineral lands, in addition to the amount limited in their charter, as may be needful to carry on their said business, not to exceed five thousand acres.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 266.

*An Act*

To authorize the city of Allegheny to issue bonds, to the amount of one hundred and fifty thousand dollars, to be applied for the improvement of the wharf.

Issue of bonds  
authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Allegheny is hereby authorized and empowered, by her corporate authorities, to issue bonds, to the amount of one hundred and fifty thousand dollars, for the repair and improvement of the wharf, along so much of the river shore, of said city, as may, from time to time, be directed by the councils of said city; these said bonds, to be issued

and disposed of for these purposes, as the councils of said city may direct, and not otherwise.

SECTION 2. The said bonds shall be made payable at a period not exceeding twenty years from the date of the issue thereof, and bearing interest at the rate of seven per cent., payable, semi-annually, on the first days of January and July, in each and every year. When payable.  
Interest.

SECTION 3. The receipts, from wharfage by said city, shall be first appropriated to the payment of the interest upon said bonds; and such balance of said receipts, as may not be required for that purpose, shall be set aside, and invested, under the direction of the councils of said city, as a fund for the redemption and payment of said bonds at maturity. Appropriation  
of receipts.

SECTION 4. The city of Allegheny is further authorized to grant leases of the wharf of said city, or any portion thereof, for such time, and upon such terms, as the councils of said city may direct; and the whole river shore of said city, between high and low water mark, is hereby granted to, and vested in, the city of Allegheny, forever, for the use and disposition of the city, as a wharf, as aforesaid. Leases.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 267.

## An Act

Relating to the school funds of the borough of Honesdale and township of Texas, in the county of Wayne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Honesdale and township of Texas, in the county of Wayne, be and they are hereby authorized to expend so much of the school funds, collected for building purposes, in their respective districts, for the support of their schools, as they shall deem necessary to keep them open for a longer time than can be done from the school funds proper: *Provided*, That the schools shall not be kept open longer than ten months in any one year: *And provided further*, That the rates of taxes, for school and

building purposes, in said districts, shall not exceed those of the present time.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 268.

## An Act

Relative to paving streets, et cetera, in the borough of New Castle.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Streets, alleys,  
&c., relative to  
paving of.

That upon petition of a majority, in number, of the owners of real estate, on, or adjoining, any street, alley, or square, in the borough of New Castle, in the county of Lawrence, in favor thereof, or upon petition of a majority, in number, of the owners of such real estate, being residents of said borough, and of a majority, in number, of the occupants of such real estate, the owners of which are non-residents of said borough, in favor thereof, it shall be lawful for the corporate authorities of said borough to enact, or ordain, the grading, paving, macadamizing, or repairing, of any such street, alley, or square, or the side-walks thereof, in said borough, and to cause and procure the same to be so graded, paved, macadamized, or repaired, or any parts thereof; the cost thereof shall be a lien on the lots, adjoining which the said work shall be done, in the same manner as a mechanics' lien.

Cost thereof to  
be a lien.

May borrow  
money.

SECTION 2. That in order to the prompt performance of said work, said corporate authorities are hereby authorized to borrow such sums of money as shall be necessary to defray the expenses thereof, and to secure the re-payment thereof by the bonds of said borough, payable at such times and places as shall be agreed upon with the lender, and with such rate of interest, not exceeding seven and three-tenths per cent. per annum, as shall be agreed upon with the lender; and such bonds shall not be liable to taxation for county, or local, purposes.

And issue bonds

Cost of paying,  
&c., may be  
collected from  
owners.

SECTION 3. That the said corporate authorities shall have power to levy, and cause to be collected, from the owners of the real estate, adjoining such street, alley, or square, the cost of such grading, paving, macadamizing, or repairing, in



money, and, when so collected, to apply the same to the payment of the bonds aforesaid.

SECTION 4. That the manner of levying and collecting such moneys, shall be as follows, viz: the said corporate authorities shall cause an accurate account to be kept, of all the costs and expenses of such grading, paving, macadamizing and repairing, and shall charge the same, *pro rata*, per foot, against the several owners of such real estate, adjoining such street, alley, or square; the street commissioner shall, at the request of the said corporate authorities, notify such real estate owner of the said amount so charged against him, or her, and that the same be paid into the borough treasury, within thirty days after the service of such notice; and every such notice shall be deemed sufficient, if served on the person, or persons, in possession of such real estate; and if no person be in possession thereof, then on the agent of such owner, or owners, if any there are, within said county; and if no such agent shall be known to said street commissioner, within said county, then by publication, three successive weeks, in one newspaper, published in said county; and if the owner of such lot, as last aforesaid, shall not be known to said commissioner, he shall state the number of said lot, in such publication, and the supposed owner thereof; if payment of said sum shall be neglected for thirty days after such notice, it shall be the duty of said street commissioner to furnish said corporate authorities with an affidavit of the service of such notice, and thereupon the said corporate authorities shall cause to be made out, a specific statement against every such delinquent, in which shall distinctly appear the corporate name of the borough, as claimant, the name of such delinquent, the name of the street, alley, or square, on which such grading, paving, macadamizing, or repairing, was done, the number of feet, and amount of cost, charged against such delinquent, and the rate per foot, with the number of the lot on which such cost was incurred, and the date and manner of service of the notice aforesaid; and the said corporate authorities shall cause said statement to be attested by their secretary, and to be filed in the court of common pleas of said county of Lawrence; every such statement shall be entered by the prothonotary of said court, in the mechanics' lien docket, and the amount stated therein shall be a lien, with interest, costs and expenses, against the property on and against which the same is chargeable, from the date of said filing, for a period of five years; and the said claims, so filed and docketed, shall be proceeded in and collected and revived, and the lien thereof continued, if necessary, in the same manner as mechanics' liens.

SECTION 5. Lots adjoining the public square shall not be chargeable with a greater width of grading, paving macadamizing and repairing such square, than lots on Washington street, east or west of said public square.

SECTION 6. The cost and expense of grading, paving, macadamizing and repairing the remainder of such public square, shall be chargeable upon the taxes assessed upon said borough generally; and that the cost and expense of grading, paving, macadamizing and repairing the portion, or portions, of any

Mode of collection, &c.

Notice.

Publication

Affidavit.

Statement.

Duties of corporate authorities.

Lien authorized

Lots on public square.

Cost of grading, &c., public square, how assessed.

street, alley, or square, which shall, or may, be crossed by any other street, or alley, shall be chargeable upon the taxes assessed upon said borough generally.

Authority to re-grade and re-pair.

SECTION 7. The said corporate authorities are also hereby authorized to re-grade and repair such streets, alleys and squares, in like manner, as often and whenever necessary.

The term owner defined.

SECTION 8. The term owner, as used in this act, shall be construed to mean all individuals, incorporated companies, religious, benevolent, literary, or other societies, or associations, having any title, or interest, in the real estate chargeable, as aforesaid.

Different interests, how apportioned.

SECTION 9. If different estates, or interests, shall be held, or owned, in the same lot, or lots, the said corporate authorities shall appoint three competent and disinterested persons, who shall apportion the amount to be paid by each.

Separate statements.

SECTION 10. Separate statements shall be filed against every such different estate, or interest, and shall be a lien thereon, and collected as in other cases.

Interest on liens.

SECTION 11. Every such lien shall bear interest at the rate of seven and three-tenths per cent. per annum, from the date of the service of such notice, as aforesaid, till paid; and in case the same shall be filed in the court of common pleas, the costs of such filing, and all proceedings thereon, with five per cent. commissions for collection, to be taxed as costs, shall be collected therewith.

Costs, commissions, &c., relative to.

Confession of judgment, relative to.

SECTION 12. Nothing herein contained shall be construed to prevent any person, whose real estate shall be charged with such work, from confessing judgment, (by consent of said borough authorities, or their solicitor,) in said court, in the ordinary modes, for the amount of any such claim, with costs of suit, and interest at seven three-tenths per cent. per annum, and with such stay of execution and costs of collection as may be agreed upon.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 269

## An Act

To incorporate the Sharon Female Academy, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That Elizabeth Noble, Ellen Newsham, Mary T. White, Monica Ingram and Ellen Dacey, and their successors, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the Sharon Female Academy, and by that name and title shall have perpetual succession, with power to fill all vacancies, occurring in their body, caused by death, resignation, or otherwise, and shall be able to sue and be sued, to implead and be impleaded, and shall be able and capable, in law and in equity, to receive, take and hold, for the use of the said corporation, lands, tenements, hereditaments and estates, real and personal, whatsoever, and the same to grant, bargain, sell, transfer, assign, mortgage and convey, in such manner as the said corporation shall deem proper, and to receive and make all deeds, transfers, contracts, conveyances, covenants and assurances, whatsoever, and to make, have and use, a common seal, under and by which all deeds, assurances, diplomas and acts of the said corporation shall pass and be authenticated, and the same seal to change and renew, at pleasure, and generally to do every other act, or thing, necessary to carry into effect the provisions of this act, and to promote the objects and designs of the said corporation.

Corporators.

Title.

Vacancies.

Powers.

Seal.

SECTION 2. The object and design of the said corporation shall be the establishment of an academy, within the limits of the borough of Darby, in the county of Delaware, to enjoy all the privileges and exemptions, from taxation, or otherwise, granted to all other universities, colleges, academies, or schools, by any act of the legislature, in which are to be taught the elementary branches of education, together with the sciences, and modern and ancient languages, in the manner that may be determined, from time to time, by the proper officers of the said corporation, and as the same may be set forth in their by-laws and regulations: *Provided*, Such by-laws and regulations are not inconsistent with this charter, or with the constitution of the United States, or the constitution and laws of this commonwealth.

Object.

Proviso.

SECTION 3. The said corporation shall have power to adopt a constitution and make by-laws, and the same to amend, alter, or repeal, at pleasure.

By-laws.

SECTION 4. No misnomer of the said corporation shall defeat any intended gift, grant, conveyance, devise, or bequest, thereto, nor any act, or deed, intended to be made, or done, thereby; nor shall the clear, annual, value of the estate of the said corporation exceed the sum of ten thousand dollars.

Misnomer not to defeat gift.

Limitation.

SECTION 5. That the trustees of said academy shall have power to confer such literary degrees, and academic honors and diplomas as are usually granted, by colleges, upon such pupils as have completed, in a satisfactory manner, the prescribed course of study.

Literary degrees, &amp;c., may be conferred.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 270.

**An Act**

To authorize the school directors of Cherrytree borough, Indiana county, to borrow money.

May borrow  
money.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Cherrytree borough, Indiana county, be and they are hereby authorized and empowered to borrow any sum, or sums, of money, not exceeding two thousand five hundred dollars in the whole, at any rate of interest, not exceeding six per centum per annum, for the purpose of buying real estate, and erecting a school house thereon; and it shall be lawful for said board of school directors to secure the payment of the money, so borrowed, by bonds, or other securities, payable not more than five years from date, which shall be a lien upon the school property of said borough.

Special author-  
ized.

*SECTION 2.* That the said board of school directors, and their successors in office, are hereby authorized and empowered to lay a tax, each and every year, for five years, over and above the limit of taxation for school purposes, fixed by the present, or any subsequent, law, so as to raise the sum necessary to pay the debt and interest of said loan in five years; and it shall be lawful for the said school directors to pay, annually, the amount raised each year, to the holders of the bonds and securities provided to be issued in the first section of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



271.

## An Act

Fixing the terms of the courts of common pleas, oyer and terminer, and general jail delivery, quarter sessions of the peace and orphans' court, in the county of Allegheny, and regulating proceedings therein.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the courts of common pleas, oyer and terminer, and general delivery, quarter sessions of the peace and orphans' court, in the county of Allegheny, shall be held on the first Mondays of March, June, September and December, of each and every year, and continue, from term to term, as the business of said courts may require.

Terms of courts regulated.

SECTION 2. That in addition to the regular terms, above prescribed, the judges of said courts shall have the power to summon a grand jury, and convene a court of oyer and terminer, and general jail delivery, and quarter sessions of the peace, at any time between the regular terms, whenever, in their opinion, the same shall be necessary to dispose of the business of said courts; and all the proceedings had, at such special terms, shall be conducted in like manner, and have like force and effect, in law, with the proceedings had at the regular terms of said courts.

Special terms authorized.

SECTION 3. That any one of the law judges of said courts shall have full power and authority to hold an orphans' court, for the transaction of all business that may come before said courts.

Orphans' court, one law judge may hold.

SECTION 4. That the said courts shall have full power and authority to make, establish and enforce such rules and regulations as, in their opinion, may be necessary to regulate and compel the return of all attachments, and other process issued by said courts.

Attachments and other process.

SECTION 5. That the mayors and aldermen of the cities of Pittsburg and Allegheny, and the justices of the peace, in the county of Allegheny, shall, on the first Monday of each and every month, make a return, on oath, to the clerk of the court of the quarter sessions of the peace of said county, of all informations and recognizances made, or taken, before them, during the preceding month, or months, and ten days prior to the making of such return; and the informations and recognizances made and taken before them, during the ten days immediately preceding the first Monday of any month, shall be returned on the first Monday of the following month.

Returns of mayors and aldermen, relative to.

SECTION 6. Before making such return, the said mayors, aldermen and justices shall endorse their action on all informations that may have been dismissed, settled, or other-

Certain information to be included.

wise determined, before them, and include such informations in their return.

Duties of constables relative to persons selling liquors, &c.

SECTION 7. That the constables of the different wards, in the cities of Pittsburg and Allegheny, and of the boroughs, in said county, and of the townships of Peebles, Liberty, Pitts, Collins, Elizabeth, Union, Wilkins, M'Clure, Ross, Shaller, Reserve, Lower Saint Clair and Versailles, shall make a return, on oath, in the manner now provided by law, on the first Monday of each and every month, of all persons selling spirituous, vinous, or malt, liquors, in their respective wards, boroughs and townships, and of all persons violating the laws forbidding or regulating the sale thereof.

Repeal.

SECTION 8. That all acts and parts of acts conflicting, or inconsistent, with the provisions of this act, be and the same are hereby repealed.

When to take effect.

SECTION 9. That this act shall take effect on and after the first day of April, Anno Domini one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 272.

## An Act

To incorporate the Enterprise Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James O'Connor, William Bagaley, William Phillips, James Herdman, C. W. Ricketson and R. Biddle Roberts, of the city of Pittsburg, and county of Allegheny, are hereby appointed commissioners, who, or any five of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Enterprise Insurance Company, to be located at Pittsburg, with a capital of fifty thousand dollars, and with power to establish agencies, at such points as the directors of said company shall deem best; said company to be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second

day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be empowered to take risks in the two classes specified in the seventh section of said act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 273.

## An Act

Supplementary to an act to incorporate the city of Philadelphia, authorizing the improvement of Broad street, in said city.

WHEREAS, For the uses and purposes of the public, and Preamble.  
the benefits and advantages which will inure to them, by making and forever maintaining Broad street, in the city of Philadelphia, for its entire length, as the same is now opened, or may, hereafter, be opened, the principal avenue of the said city, and for keeping and preserving the said street, forever, free from, and unobstructed by, railroad tracks, extending along the same, as well as for the purpose of enabling and authorizing the said city to remove, or cause to be removed, all railroad and railway tracks, and other obstructions laid, or constructed, along the same, and in impairing its uses, for public services, as aforesaid :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Philadelphia be and is hereby authorized and empowered and required to occupy and appropriate Broad street, in the city of Philadelphia, for its entire length, as the same is now opened, or may hereafter be opened, and from curb to curb, thereof, except as hereinafter provided, for the uses, purposes, of a public drive, carriage way, street, or avenue, and to improve the said street, or portions thereof, from time to time, and in whole, or in part, with such mode of pavement, paving, macadamizing, graveling, or other roadway, as may, in the judgment of the select and common councils of said city be best adapted to and for the uses and purposes aforesaid; and for that purpose the said councils shall have, and are hereby authorized to enact such ordinances, City required to occupy and appropriate Broad street as a public carriage way.  
  
Powers of councils.

Improvements, how paid for. Proviso.	or resolutions, with such conditions, or stipulations, as may require the cost of said improvements to be paid for by the owners of property abutting upon said street: <i>Provided</i> , That so much of Broad street, as lies between Willow and Prime streets, shall not be subject to the operation of this act for the period of three years from the passage hereof.
Appropriation of private es- tates, interests, &c., for the im- provement of said-street, au- thorized.	SECTION 2. The said city of Philadelphia is hereby author-ized, and empowered and required, for the uses and purposes aforesaid, and to enable the said street to be so occupied and improved, to take and appropriate all the estate, rights, interest, liberties, easements, franchises and properties, of, in, to, upon, or along, the said street, belonging to, or enjoyed by, any private owner, or municipal railroad, or railway corpora-tion, or corporations, thereon, or thereupon, and to take up and remove therefrom, from time to time, all railroads, or railway tracks, or other obstructions thereupon, except such tracks as cross said street, first causing just compensation to be made, or secured to be made, to such corporation, or private owners, out of money voluntarily subscribed by the citizens of said city, for that purpose; and if the said city cannot agree with such corporation, corporations, or private owners, upon the compensation to be made, or secured to be made, as aforesaid, to cause a petition to be presented, or filed, in the court of common pleas of the said city and county of Philadelphia, on behalf of said city, setting forth the nature and kind of such estate, right, interest, liberties, easements, franchises, or property, which such corporation, or private owner, hath, or claim to have, of, in, upon, or along, said street, and that, by ordinance, or resolution, the said city has appropriated the same, for said public uses and purposes; whereupon, the court shall appoint a jury of five freeholders, residents of said city, to ascertain and report to said court what the compensation such corporation, or private owner, claiming the same, is entitled to; and when such report shall be affirmed by the court, upon notice to such corpora-tion, or private owner, and the said compensation paid, as hereinafter provided, the chief commissioner of highways shall proceed to remove and take up the railroad, or railway tracks, or obstructions, from said street; and the proceedings, for the ascertainment of such compensation, or damage, where not otherwise provided for by this act, shall be in accordance with the provisions of the general act of assembly, relating to railroads companies, approved nineteenth of February, one thousand eight hundred and forty-nine: <i>Provided however</i> , That before the said city shall actually acquire any such rights, estate, interest, liberty, easement and property, or remove from said street any such railroad, or railway tracks, the amount of compensation, so agreed to be paid, or ascertained by the jury, as aforesaid, shall be contributed and paid to such corpora-tion, or private owner, entitled to the same, out of money voluntarily subscribed, by the citizens of said city, for that purpose: <i>And provided further</i> , That any passenger railway corporation, or corporations, which may have the right, under existing laws, to occupy the whole, or portions of, Broad
To remove ob- structions. Compensation to owners.	
How adjusted.	
Petition to court.	
Appointment of jury authorized	
Report and pro- ceedings there- on.	
Proceedings in certain cases.	
Proviso.	
Proviso.	



street, with railroad tracks, and shall and will, within six months after the passage of this act, relinquish and surrender, to the commonwealth of Pennsylvania, and which they are hereby authorized to do, all their rights, franchises and easements thereupon, or thereon, between Christian street and Columbia avenue, and shall and will covenant and agree with the city of Philadelphia, for and on behalf of the citizens thereof, not to use, or permit to be used, upon their railway, or railways, upon other portions of said street, steam as the motive power, then, in consideration thereof, such passenger railway corporation, or corporations, shall be exempt from any appropriation of their corporate rights, franchises and easements and privileges, upon said Broad street, between Christian street and League Island, and from Columbia avenue northwardly, under the provisions of this section.

SECTION 3. And the said city is hereby authorized and empowered, for the uses and purposes aforesaid, and to enable the said street to be occupied and improved, to take and appropriate any and all right, title, claim, interest, easement, liberties, privileges, or property, which may belong to the Philadelphia and Reading Railroad Company, or which the said company may have, in any way, of, in, to, upon, or along, said street, or any portion thereof, and the railroad belonging to said city, and constructed and laid upon said street, or of, in, or to, any use of said railroad, or any right, title, or claim, to the maintenance and continuance of said railroad, by the city, and to remove such railroad tracks from said street, first causing just compensation to be made, or secured to be made, to the said Philadelphia and Reading Railroad Company, as provided for in section two of this act: *Provided however*, That before the said city shall actually acquire any such right, title, claim, interest, easement, liberties, privileges, property, or use, or shall remove from said street any such railroad, or railway track, the amount of compensation, so agreed to be paid, or ascertained by the jury, as aforesaid, shall be contributed and paid to the said Philadelphia and Reading Railroad Company, out of money voluntarily subscribed, by the citizens of said city, for that purpose.

Property, &c.,  
of Philadelphia  
and Reading  
railroad may be  
appropriated,  
&c.

Compensation  
to be made.

Proviso.

SECTION 4. That upon the improvement of said street, or any portion thereof, as provided in the first section hereof, and in consideration of the payment of the cost thereof, by the owners of property abutting thereupon, as aforesaid, or upon and in consideration of the contributions and payments of the moneys agreed to be paid, or ascertained by a jury, as aforesaid, no person, or persons, or corporations of any kind, nor the city of Philadelphia, shall, at any time hereafter, be authorized, or empowered, to locate, lay, construct, or maintain, any railroad, or railway tracks, or other obstructions, prejudicial to the uses and purpose aforesaid, along, or upon, said street, or any portion thereof, (except at the intersection of streets, and for the purpose of crossing said Broad street:) *Provided nevertheless*, That a single, or double, track passenger railway, and which shall not be used, or operated, by steam power, may hereafter be authorized by the general as-

Railways and  
other obstruc-  
tions on said  
street, prohibi-  
ted.

Exceptions.

Proviso.

sembly of the commonwealth of Pennsylvania, upon the whole or portions of said Broad street, when an act, or acts, for that purpose, shall be approved and recommended, by an ordinance of the select and common councils of said city, and approved by the mayor

**Powers and duties of councils.** SECTION 5. The select and common councils of the city are hereby authorized and requested to enact all ordinances, or resolutions, necessary and proper for the carrying into effect the requirements, provisions and purposes of this act, and in like manner to require any railway tracks, hereafter to be laid and constructed upon Broad street, to be done under the direction of the chief engineer of the said city, in such manner as shall not interfere with any carriage, or roadway, or boulevard, which may occupy the centre portion of said street; and all acts, or parts of acts, inconsistent with the terms and provisions of this act, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 274

## A Further Supplement

To the act incorporating the Lehigh Coal and Navigation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Authorized to borrow money.**

That the Lehigh Coal and Navigation Company be and they are hereby authorized to borrow any sum of money, not exceeding two millions of dollars, at any rate of interest, not exceeding seven per cent per annum, and to issue their bonds, or certificates of indebtedness, for the same, and secure the payment of the said bonds, or certificates, and the interest thereon, by a mortgage of their railroad, constructed, or to be constructed, extending from the southern boundary of the borough of Mauch Chunk to its southern terminus, at the Delaware river, at, or near, Easton, including their bridge across the said river, now in process of construction, together with all the rights, privileges, liberties and franchises of the said company to the said described railroad and bridge be-

longing, or in anywise appertaining, and the rents, issues and profits thereof; and if the board of managers of the said company shall so resolve, the said bonds, or certificates, may be convertible into stock of the said company, at such time and on such conditions as they may fix and determine.

SECTION 2. That the said company shall have the right to May build build branches, not exceeding twelve miles in length, each, to branches. their several railroads, or to any roads now, or hereafter, leased, or operated, by them, and to connect such branches with other railroads, or with coal mines.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 275.

## A Further Supplement

To an act consolidating the city of Philadelphia, et cetera, regulating the filing and collection of municipal claims.

WHEREAS, Frequent and just complaints have been made, Preamble. that great expenses are imposed upon the owners of real estate, in the city of Philadelphia, by the necessary costs for advertising municipal claims before suit brought, as required by existing laws, and great injustice is frequently done to the owners of property liened by the city, who are ignorant of the existence of claims against the same, by the accumulation of the costs of suit thereon, and by selling said properties without actual notice to them :

And whereas, It is just that these grievances should be remedied ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That all laws and parts of laws, requiring the advertisement before suit brought, of municipal claims of every description, so far as said requirements are concerned, are hereby repealed, and in lieu thereof, and as a sufficient substitute therefor, it is hereby declared, that before any *scire facias* shall be issued on any such claim, it shall be the duty of the city solicitor to cause diligent search to be made, by an assistant, or clerk, for

Certain provisions relating to municipal claims repealed



Owners to be notified to make payment, &c.

Powers and duties of city solicitor.

When judgment, by default, may be entered.

Affidavit, relative to.

the owners, or reputed owners, of all real estate, against which there has heretofore been, or may hereafter be, filed, any claim in the name of the city of every kind, and to serve him, or her, with a written, or printed notice, to make payment to the city solicitor, within ten days.

SECTION 2. If said claims are not paid within said time, they shall be sued out by the city solicitor, and the writs of *scire facias* shall be served by the sheriff, by advertising and posting, as now by law required; but before any judgment by default shall be entered therein, the court shall be satisfied by an affidavit, to be filed of record, of the following facts: first, that if the owner, or reputed owner, has any known residence in the said city, he has been served, before suit brought, with notice of said claim, in writing, or printing, either by handing the same to him personally, or by leaving the same with an adult member of his family, at his said residence, at least ten days before issuing said writ of *scire facias*; second, that if the owner, or reputed owner, has no known residence in the said city, but upon making inquiry for him, in the manner hereinafter directed, it has been ascertained that he has a certain residence outside of said city, then said affidavit shall state that at least fifteen days before suit was brought, notice of said claim was mailed, postpaid, and directed to said owner, or reputed owner, at his said address outside of said city; third, if said affidavit shall state that the name and address of the owner, or reputed owner, could not be ascertained, then it shall appear by such affidavit, that before suit was brought, the following efforts to serve said notice were made: that the premises liened were visited by the deponent, and if the same were occupied by an adult, that notice of said claim was served upon said adult, and inquiry made for the owner, or reputed owner; if said premises were unoccupied, or the inquiry made thereon was fruitless, the affidavit shall further state, that the deponent served a notice of said claim on said property, by affixing the same to any post, tree, fence, or structure, thereon; and that he made inquiry for the reputed owner, of the occupant of the nearest dwelling, and of the nearest ward assessor; and if said inquiries have been also fruitless, that he served notices of said claim upon such assessor, who shall forthwith report the same to the board of revision, to be there filed alphabetically, according to the different wards, for the information of all whom it may concern; and if such inquiry shall ascertain the name of the true owner, he shall have notice as aforesaid, and his name shall be suggested on the record, and he, or she, be made a defendant, in any suit to be brought for such claim; and there shall be paid to the city solicitor, as costs, five per cent. upon said claims, to re-imburse him for carrying into effect the provisions of this act; which per centage shall be in lieu of all costs, heretofore and now chargeable for advertising claims and liens, before suing them out; and in lieu of all per centage and commissions of all kinds whatever, now allowed, or charged, on any claim of whatsoever nature, filed in the name of the city, and all municipal claims of every kind, whether to use or otherwise, shall be filed by the city

Compensation of city solicitor for carrying provisions into effect.



solicitor; the provisions of this section shall not go into effect until three months hereafter, nor shall they apply to any *scire facias* issued before the expiration of said three months; this Limitation. act shall apply to all claims and liens, of whatsoever kind, filed, and to be in the name of the city, whether to use, or otherwise; and all laws and parts of laws, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 276.

## A Supplement

To an act of incorporation of the Philadelphia Public Stock Exchange Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of the act, passed the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act of incorporation of the Philadelphia Public Stock Exchange Company," as provides that they shall act as a public board of brokers, and shall make all sales of stock and loans, with open doors, and without any secret session whatever, and that all parties interested therein shall have free access to witness the same, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 277.

**An Act**

To authorize a re organization of the Pennsylvania Steel Company, and an increase of its capital stock.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain powers and privileges conferred upon.

That the stockholders of the Pennsylvania Steel Company, a corporation organized under an act, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes," approved the eighteenth of July, one thousand eight hundred and sixty-three, shall, upon their acceptance of this act, be and remain a body politic and corporate, in deed and in law, under the provisions hereof, and with all the power of a corporation, under the laws of this commonwealth, for the purpose of manufacturing and selling steel and iron, and articles composed thereof, in whole, or in part, or of either steel, or iron; and the said stockholders, for the purposes aforesaid, shall have and may exercise the following powers :

Increase of capital authorized.

First. They shall have power to increase their capital stock to one million dollars, and divide the same into any number of shares, of not less than one hundred dollars each.

Election of directors.

Second. To elect a board of directors, who shall have the management of the business and affairs of the company, to be composed of seven stockholders, one of whom shall be president of the company; but no person shall be eligible as a director, who is not the owner of at least five shares of the said capital stock, in his own right; and if any member of the board shall, at any time, cease to be the owner of the said number of shares, the board shall declare his place vacant, and the vacancy shall be filled as the by-laws of the company shall direct.

Qualifications.

Vacancies.

By laws.

Third. To make all such by-laws, consistent with the constitution of this commonwealth, as they may think necessary for the proper regulations of the business and affairs of the company, and the same to alter and amend, from time to time, in such manner as may be thereby provided; the said by-laws shall fix the time and manner of electing the board of directors, prescribe their duties, and the duties and liabilities of the stockholders to the company: *Provided*, That each share of stock, on which all instalments called for by the directors shall have been paid, shall be entitled to one vote at all elections and meetings of the stockholders.

Proviso.

May hold real estate.

**SECTION 2.** That the said company may acquire, by purchase, or otherwise, and hold and enjoy, in fee simple, or by lease, all such real estate as they may need for the purposes of their said business, and may erect and construct all such

buildings, machinery and apparatus, as they may require for the management, accommodation and convenience thereof: *Provided*, That the quantity of land owned by them, at any one time, in this state, shall not exceed three thousand acres. Proviso.

SECTION 3 That the directors shall have power to declare any stock forfeited to the use of the company, upon which any instalment shall remain unpaid for the space of ninety days, after the time appointed by the directors for the payment thereof, and of which notice shall have been given, in accordance with the by-laws of the company. Forfeiture of stock, relative to.

SECTION 4. That if the directors of the said company shall, at any time, declare and pay any dividend to the stockholders, which shall exceed the amount of profits actually realized from the business of the company, to the date of such payment, after the payment of its expenses incident to the said business, the directors, assenting thereto, shall be jointly and severally liable to the company for the full amount of such excess. Directors to be liable in case of payment of dividend in excess of profits.

SECTION 5. That the said company be authorized to raise money, by bond, or mortgage, upon the property owned by it, upon such terms as may be mutually agreed to by the parties contracting: *Provided*, That the sum, so raised, shall not exceed the amount at that time expended by the company, in the real estate and the construction of its works, and shall be applied to the purpose for which the said company has been organized. May borrow money.  
Proviso.

SECTION 6. That if the stockholders of the said company shall agree to accept this act as the charter of the said company, a certificate of such acceptance, under the seal of the company, verified by the affidavits of the president and secretary thereof, shall be filed in the office of the secretary of the commonwealth; and thereupon, and thereafter, the said corporation shall exist under and be subject to the provisions of this act, in lieu of the said act, under which the said company was originally organized, but without prejudice to any contracts heretofore made, or liabilities incurred, by the said company: *Provided*, That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the increased capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends, as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three. Acceptance of the provisions hereof, how to be certified and filed.  
  
Contracts not to be prejudiced hereby.  
Proviso.  
Bonus.  
  
Stockholders to be individually liable, in certain cases.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 278.

*An Act*

To incorporate the National Mutual Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Commissioners.** That Charles M. Prevost, Alexander G. Cattell, Henry Winsor, Hugh Craig, James A. Wright, George L. Buzby, C. I. Hoffman, Adolph E. Borie, Edmund A. Souder, Samuel J. Christian, Charles Knecht, John Mason, Jr., John Welsh, George T. Lavis, Thomas Sparks, Conrad S. Grove, E. Harper Jeffries, Howard Hinchman, Charles H. Cummings, Henry Budd, Charles Lenning, Henry S. Hannis, Charles W. Poultney, Samuel Huston and Joseph B. Myers, are hereby appointed commissioners for receiving subscriptions to the stock of a company, to be denominated the National Mutual Insurance Company, under the provisions of the first, second, third, fifth and sixth sections of a certain act of the general assembly of the commonwealth of Pennsylvania, passed and approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, entitled "An Act to provide for the incorporation of insurance companies."

**Title.**

**Subject to.**

**Directors.** SECTION 2. That the affairs of said company shall be managed by twenty-five directors, who shall be elected annually, on the second Monday in January, between the hours of ten o'clock A. M. and two o'clock P. M., from among the members of said corporation, a majority of whom shall be stockholders and residents of the city of Philadelphia, who shall

**Annual election**

**Officers.** appoint a president, vice president, and such other officers and agents as they may deem necessary for conducting the business of the corporation, who shall perform the duties of their respective offices, until they shall be re-elected, removed from office, or their successors shall be chosen; and in case of the death, or resignation, of a director, the vacancy occasioned thereby shall be filled by the remaining directors: *Provided,*

**Vacancies.** That the commissioners, named in this act, shall constitute the first board of directors of the corporation, until the date of the first annual election therefor, after the passage of the act.

**Proviso.**

**Nature of risks authorized to be taken.** SECTION 3. That the president and directors shall have full power and authority, in the name and on behalf of the company, to take risks against fire on all kinds of buildings, merchandize and other property, either limited, or perpetual, to effect marine and inland insurances on vessels, cargoes and freights, and on merchandize and other property, transported on rivers, canals, lakes and railroads, and by steamboat, wagons, or otherwise, and to re-insure themselves.

SECTION 4. That any and every person, who insures risks with said company, marine, fire, or inland transportation, shall



be members of the said corporation, and entitled to all the privileges thereof, and to a *pro rata* share of all profits, which may be made by the said corporation, in the course of their said business, subject, however, to the restrictions hereinafter set forth. Insured to be members of corporation, &c. Subject to.

SECTION 5. That the directors shall, on the first Monday in November, in each and every year, cause a balance to be struck, of the affairs of the company, and if there shall be a surplus, after paying the losses and expenses of the corporation, for the year preceding the same, they shall first set aside eight per centum on the par value of the capital stock of the said company, and six per centum on the amount of the outstanding scrip, out of said surplus; and the balance thereof shall be divided, *pro rata*, by the issue of the company's certificates, bearing interest, at six per centum per annum, to be paid out of profits thereafter to be declared, by the company, among the insured members: *Provided however*, That no certificates, for surplus profits, shall be issued by the company, to the members thereof, of a less denomination than ten dollars, nor for any fractional part of five dollars. Annual balance. Surplus fund, if any, how disposed of. Proviso.

SECTION 6. That all sums and shares of profits as do not amount to ten dollars, and fractional parts, less than five dollars, over said ten dollars, and all portions of the profits as may be unclaimed, for two years after the declaration of the dividend thereof, and all amounts due on certificates of profit, as may be taken, or held, for the payment of any debt due the said company, shall remain with the said corporation, subject to the payment of expenses, losses, or dividends; and that the stock of the company may be received in payment of, or security for, debts due to them, and the same sold, or otherwise disposed of, as the board of directors may determine. Profits unclaimed for two years, relative to.

SECTION 7. That the profits of the said company shall, in no case, be withdrawn, or paid off, except as hereinafter provided, but shall remain, equally with the capital stock, liable to all losses and expenses of the corporation, such liability to be expressed on the face of the certificates; and no dividend shall be declared, or certificate issued, nor interest paid, either to stockholders, or certificate holders, when the capital stock shall be reduced, by losses, or expenses, to an amount, or sum, less than the amount paid into the corporation thereon by the stockholders; nor shall any interest be paid on certificates of surplus profits, until the interest on the stock of said company shall first be provided for; that the said certificates shall only be transferable on the books of said company, and a transfer book shall be kept for that purpose; no certificate shall issue to any person who is in debt to said corporation, and no transfer shall be permitted, so long as the holder is indebted to said company; certificates shall be subject to, and bound by, any judgment the company may obtain against the holder thereof; and the interest of the holder may be levied on and sold under an execution, issued on said judgment, as on any other species of personal chattel; no certificate shall issue, unless claimed within two years after the declaration of the dividend whereof it is evidence, but the amount there- Profits not to be withdrawn, in certain cases. Losses and expenses. Dividends. Interest, relative to paying of. Certificates, how transferable, &c. Certificate not to issue, unless claimed within two years.

of shall be, at the expiration of that time, carried to the credit of said company.

Insurance,  
where party  
does not become  
a member.

SECTION 8. That perpetual and other insurances may be taken, without the parties insuring becoming members, or being entitled to any share in the profits of the country; and no insured member, stockholder, or certificate holder, shall, in any case, be liable, over and above the precise amount of premiums paid by him, or the amount of stock paid in, or certificate held by him; and when such premium, or such stock, or such certificate, shall be absorbed, by the losses, or expenses, of said company, all liability, or responsibility, on his part, for losses, or expenses, shall cease.

Capital stock.

SECTION 9. That the capital stock of the said company shall consist of four thousand shares, of the value of fifty dollars each, to be paid for in the lawful currency of the United States of America, and in the manner and way set forth in the third section of the act, entitled "An Act to provide for the incorporation of insurance companies," passed April second, one thousand eight hundred and fifty-six; and that the company may have the power to refuse to transfer any of said stock, so long as the holder thereof may be indebted to the said corporation; and that, when the profits of the said company shall not, in any one year, amount to a sum sufficient to pay a dividend of eight per centum, then, whatever surplus, or profit, there may be, shall be divided, *pro rata*, among the stockholders; and that whenever the profits of the company shall, in any one year, exceed the sum necessary to enable the directors to make a cash dividend of eight per centum on the capital stock, to pay six per centum interest on the outstanding scrip, and to make a scrip dividend of twenty-five per centum on the earned premiums of the company, it may be lawful for the directors to increase the dividend, on the capital stock, to ten per centum; and whenever there may be an increased dividend declared, of over twenty-five per centum on the earned premiums, there shall be a proportionate increase made in the interest paid to the stockholders, at the election for directors; each insured member, for any sum paid as a premium of insurance to the said company, during the year preceding the said election, amounting to fifty dollars, shall be entitled to one vote; and for every additional fifty dollars, less than five hundred dollars, paid as aforesaid, one vote; and for every two hundred and fifty dollars, over five hundred dollars, one vote; the stockholders shall vote, in accordance with the provisions of the fifth section of the act, entitled "An Act to provide for the incorporation of insurance companies," passed April second, one thousand eight hundred and fifty-six.

Transfer of  
stock may be  
refused, in cer-  
tain cases.

Dividends, rela-  
tive to.

Right to vote  
regulated.

Redemption in  
scrip, relative  
to.

Proviso.

SECTION 10. That when the scrip fund of the company shall exceed three hundred thousand dollars, the directors may, at any time, pay off, or redeem, such portion of the outstanding scrip of the corporation as they may deem proper and expedient: *Provided*, That in no case shall the certificates of the issue, of any year, be paid off and redeemed, till all those of the preceding year, or years, have been paid off, or provision made therefor: *Provided however*, That in no case shall the

scrip be paid off, so as to reduce the amount thereof declared, or outstanding, below the amount of three hundred thousand dollars, or to such an extent as to reduce the aggregate amount of the capital stock, and the scrip fund of the company, below the sum of five hundred thousand dollars.

SECTION 11. That suits at law may be prosecuted and maintained by any member, stockholder, or other person, firm, or corporation, against said corporation, for losses, or damages, sustained, and insured against, by them, in said company, if payment is withheld more than sixty days after the company has had due notice and proof of loss; and no member, stockholder, or officer, of said company, not being in his individual capacity, a party to such suit, or to any suit whatever, for, or against, said corporation, shall, by reason thereof, be incompetent, as a witness, in any court of record within this commonwealth, or before any justice of the peace, alderman, or other officer, elected, or appointed, under, or by, any law thereof.

When suits may be prosecuted against the corporation, for losses, or damages.

Who may be witnesses.

SECTION 12. That the said company may, from time to time, receive notes, or other securities, real, or personal, as premiums, from persons intending to effect insurances therewith; which said notes, or other securities, may be negotiated, transferred, or conveyed, by the said company, for the purpose of paying claims for losses, accruing in the course of its business; and that the said company shall have the power to receive, purchase, hold, and sell again, any real, or personal, property, stocks, or other securities, in payment of debts due to them, or to secure the same, in any manner that the interests of the said corporation may require.

Authorized to receive notes, &c., as premiums.

SECTION 13. That the company shall have power, in case of loss, to declare a *pro rata* deduction of the amount of the outstanding certificates of profits, and to call in the original certificates, and issue new ones in their stead, less the *pro rata* deduction.

Special provisions.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 279.

*An Act*

To authorize the Philadelphia and Erie Railroad Company to construct branches of railroad from their main line.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
construct  
branches.

That the president and managers of the Philadelphia and Erie Railroad Company, or a majority thereof, be and they are hereby authorized, at any time hereafter, to survey, locate and construct, one or more branches of railroad, extending from any point, or points, on the main line of their road, to any point, or points, in any county through, or in which the said main line passes, or in any adjoining county, with a view to the development of the territory within the said limits, and furnishing an outlet for its productions; and the said company shall have the same right, privileges and powers, in respect to the location, construction and management, of each and all of the said branches, and the operating thereof, as are conferred by their charter, in respect to their main line of railroad, and by other laws supplementary, or relating thereto.

Privileges and  
powers.

May issue  
bonds.

**SECTION 2.** That the said company shall have power, from time to time, to issue bonds, not exceeding, in amount, thirty thousand dollars per mile, for each mile of railroad constructed, or to be constructed, under the provisions of this act, bearing interest, not exceeding eight per centum per annum, and secure the payment of the same by mortgage of the particular branch of railway, for the construction of which the proceeds of said bonds are intended to be applied, together with the rights, property and franchises of said particular branch of railway; each mortgage, so executed, shall be recorded in the county, or counties, in which the mortgaged premises may be located, and shall be the first lien on the same.

Connections  
with other rail-  
roads, relative  
to.

**SECTION 3.** That in the construction of any of the said branch railroads, the said company shall have the right to cross any other railroad, or railroads, at grade, and connect any of the said branches with such, or with any other, railroad, or railroads, so as to form continuous lines of practical uniform gauge.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 280.

**An Act**

To incorporate the Local Express Company of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Daniel S. Grice, J. K. Lee, Davis M. Lane, George W. Montgomery, Elisha Crowell, George W. Bates, Henry F. Hayes, James J. Allison, and such persons as may hereafter be associated with them, their successors and assigns, be and they are hereby incorporated and made a body politic, in law, by the name, style and title of the Local Express Company of Philadelphia, for the purpose of transacting an express business, in the city of Philadelphia and its immediate vicinity, in carrying and delivering merchandize, provisions, fruits, and all kinds of packages and parcels, entrusted to the care of the said company; and the said corporation shall continue for the space of twenty years, from the passage of this act.

**SECTION 2.** That the said corporators, or any five of them, are hereby authorized to open books and receive subscriptions to the capital stock of the said company; which capital stock shall consist of one thousand shares, of fifty dollars each, with power to increase the same to one hundred thousand dollars.

**SECTION 3.** The business of the said company shall be managed by a board of not more than five directors, who shall be elected, annually, by the stockholders, at such time and place as may be designated by the by-laws; and the said board shall elect such other officers as may be required by the by-laws.

**SECTION 4.** That there shall be annual meetings of the stockholders held at such places and times as may be designated in the by-laws, and that each stockholder shall be entitled to one vote for every share of stock he may hold in said company.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 281.

*An Act*

To authorize the supervisors of Jackson township, Perry county, to collect certain moneys subscribed by citizens of said township to pay bounty to volunteers.

WHEREAS, At a meeting of the citizens of Jackson township, Perry county, held in said township, on the twenty-third day of January, one thousand eight hundred and sixty-four, the sum of twenty-four hundred dollars was subscribed to pay bounties to volunteers, who entered the service of the United States, and credited themselves to said township:

*And whereas*, At a subsequent meeting, held in said township, on the twenty-fourth day of February, one thousand eight hundred and sixty-four, it was resolved that all the money subscribed should be paid equally to the volunteers crediting themselves to said township:

*And whereas*, The sum of twenty-one hundred dollars, of the twenty-four hundred dollars, has been paid, leaving a balance of three hundred dollars outstanding, which certain subscribers refuse to pay; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the supervisors of Jackson township, Perry county, be and they are hereby authorized to issue their warrant, levy and collect the full amounts subscribed, by said persons, to said subscription, who have not yet paid the amount subscribed, by them, to pay bounties to volunteers, who have credited themselves to said township; which money, when collected, to be paid to the treasurer of the bounty committee of said township, and, by him, to be divided equally among the volunteers, credited to said township, or to their heirs, or legal representatives, if they are not living; and in the collection of the amounts subscribed, no property shall be exempt from levy and sale.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 282.

*An Act*

Authorizing the Auditor General to examine the claim of the heirs of James M'Cune, deceased, against the commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general is hereby authorized and required to examine the claim, now held by the heirs of James M'Cune, deceased, against the commonwealth of Pennsylvania, for stone coal, furnished at plane number four, on the Allegheny Portage railroad, delivered by Marshal Shields, and report the amount due, if any, with interest, to the state treasurer, who is hereby authorized and required to pay the same out of any money, in the treasury, not otherwise appropriated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six. .

A. G. CURTIN.

No. 283.

*An Act*

To vest the title of certain real estate in Addison M'Cullough.

WHEREAS, Margaret M'Cullough, of Tarentum, Allegheny county, Pennsylvania, lately died, seized, in her own right, in fee simple, of a small house and lot of ground, situate in the borough of Tarentum, leaving, surviving her, neither lineal nor collateral heirs, and it is known to have been her intention to devise the same to Addison M'Cullough, whom she had raised from his childhood, and who, at her instance, had his name changed, from Buchanan to that of M'Cullough, to the intent that the same might be devised to him in that name, which, by the sudden illness and death of the said Margaret M'Cullough, was prevented; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of Margaret M'Cullough, of Tarentum, Allegheny county, Pennsylvania, who lately died intestate, without either lineal, or collateral, heirs, to that small house and lot of ground, adjoining ground of William Miller and John Jack, be and the same is hereby vested in Addison M'Cullough, as fully as the same was had and held, by the said Margaret M'Cullough, at, and immediately preceding her, the time of her decease, and as though she had devised the same to him, by will, duly probated and registered, being the same lot of ground, conveyed by John Boyd and wife, to said Margaret M'Cullough, by deed, recorded in Allegheny county, in deed book, volume one hundred and twenty-one, page four hundred and fifty-six; said deed being dated March thirty-first, one thousand eight hundred and fifty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 284.

## An Act

To incorporate the Manufacturers' and Consumers' Anthracite Railroad Company.

Commissioners.

Title.

Authorized to  
construct rail-  
road.

Route.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. N. Walker, R. A. Wilder, John Ulrick, John P. Green, James Vizzard, B. Swain, James P. Nickels, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscription, and organize a railroad company, by the name, style and title of the Manufacturers' and Consumers' Anthracite Railroad Company.

SECTION 2. That the said company be and they are hereby authorized and empowered to locate, build, equip and operate a railroad, with one or more tracks, from a point on the river Delaware, in, or near, the city of Philadelphia, and by such route, and to such point, or points, in the anthracite coal fields



of Schuylkill county, Pennsylvania, as the said company may hereafter designate, fix, or determine, with power and authority to locate, build and operate, one or more branch railroad, or railroads, from any one, or more, point, or points upon their main line of railroad, to any point, or points, within the counties into, or through, which their said main line of railroad may be located; also, to any point, or points, and into any counties adjoining the said counties into, or through, which said main line is located, and to connect at one, or more, points, the said main line of railroad, and any one, or more, of the said branch railroads, with any other railroad, or railroads, constructed, or hereafter to be constructed, in the states of Pennsylvania and New Jersey; and when, in the opinion of the president and board of directors of said company, it may be necessary, to locate and construct their said railroad and branches across any other railroad, or highway, at grade, and to acquire land necessary for the accommodation of the traffic of the said railroad and branches, and to construct thereupon sidings, depots, stations, wharves and other structures, as in the opinion of the president and directors may be needful; and it shall be lawful for said company to use, as part of its main line of railroad, between the point, or points, on the river Delaware, at, or near, the city of Philadelphia, as aforesaid, and the terminus that shall be fixed upon and determined in Schuylkill county, all, or any portion, of any railroad, or railroads, now constructed, or that may hereafter be constructed, between the same termini, upon such terms and conditions, and in such manner, as shall be agreed upon between the board of directors of the company hereby incorporated, and the board, or boards, of directors of any other company, or companies, whose railroad, or railroads, or parts thereof, may be used as part of the main line, as aforesaid, of the company hereby incorporated; such board, or boards, of directors of, and any company, or companies, whose railroad, or railroads, or parts thereof, may be so used as part of the said main line, are hereby authorized and empowered to enter into such agreement, or agreements, as are herein specified; and the said company are hereby authorized and empowered, at any time after the location of its main line of railroad, and before, or during, the construction of the same, to build, equip and operate any of the branch railroads authorized by this act, and connect any, or all, of said branches with any railroad, or railroads, now constructed, or that may hereafter be constructed.

SECTION 3. The railroad company, hereby incorporated, is authorized and required to permit any lateral railroad, owned and operated by any person, or persons, association, or company, who own and work mines, mills, or quarries, in connection therewith, to connect such lateral railroad with the railroad, or branches thereof, and hereby authorized to be constructed, imposing such reasonable terms, considerations and restrictions as may, from time to time, be established by the president and board of directors, for the protection of persons and property thereupon; and it shall be lawful for said company, with the consent of the owners of such lateral railroads,

May build branches.

Location, relative to.

Connections, relative to.

Crossings, relative to.

Depots, stations, wharves, &c.

May use certain other railroads, &c.

Subject to.

Agreements relative to use of road, &c.

Lateral railroads may be connected with road, &c.

On what terms.

Equipment and operation of, relative to.

Proviso.	to equip and operate the same : <i>Provided however</i> , That the charges therefor shall not exceed the actual cost of the service rendered, with a reasonable allowance for the use, maintenance and repairs of the equipment employed, and the expense of keeping such lateral railroads in good order and condition.
Subject to general railroad law.	SECTION 4. The corporation, hereby created, for the operation of their main line and branches, shall be entitled to all the powers and privileges, and be subject to all the restrictions of the act regulating railroad companies, except so far as the same are changed, modified, or provided for, by this act : <i>Provided however</i> , That it shall not be lawful to make any charge for the transportation of anthracite, or bituminous, coal, iron ore, pig metal and lumber, transported in the cars, owned by individuals, associations, or corporations, other than the company, hereby incorporated, when transported fifty, or more, miles, over said main line of road and branches, exceeding two cents per ton, per mile, and not exceeding two and a half cents per ton, per mile, when transported in the cars of the company.
Exceptions.	
Proviso.	
Capital stock.	SECTION 5. That the capital stock of said company shall be five millions of dollars, divided into shares of fifty dollars each ; and the said company are hereby authorized to borrow five millions of dollars, or a less sum, for the construction and equipment of their main line, and issue bonds therefor, bearing interest, not exceeding seven per cent. per annum, and to secure the payment of the same by one, or more, mortgages on their road, franchises, property, real and personal : <i>Provided however</i> , That a majority of the stockholders, at a meeting, or meetings, called for that purpose, may, and they are hereby authorized and empowered, from time to time, to increase their capital stock, and, from time to time, to borrow such additional sums of money, and issue bonds therefor, at a rate of interest, not exceeding seven per cent., secured by mortgage, or mortgages, of their road, its branches, franchises, property, or any part, or parts, thereof, to such amount as, in their opinion, may be needful to construct, or complete, the railroad and branch railroads hereby authorized, with sidings, stations, depots, machine shops, engine houses, wharves, landings, and necessary equipments for operating the same, and all other property, or facilities, for the accommodation of their traffic ; and in order to provide for the construction of any branch railroad, or railroads, they are hereby authorized and empowered to borrow any sum of money, not exceeding thirty thousand dollars per mile of single track to be constructed, at a rate of interest, not exceeding eight per cent. per annum, and issue bonds therefor, in amounts of not less than one hundred dollars each, secured by mortgage on such branch railroad, or railroads ; and the mortgage, so made, shall be a first lien, or liens, upon the branch, or branches, which it may describe.
May borrow money.	
Security therefor.	
May increase capital stock and borrow additional sums of money.	
Erection of depots, stations, &c.	
Authorized to borrow money to construct branches, &c.	
Security therefor.	
Mortgage to be, first lien.	
	SECTION 6. And the said company are hereby authorized and empowered to run their cars and engines over and upon any railroad, or railroads, or branch, or branches, thereof, in

whole, or in part, with which its railroad, or branches, shall connect, and to use the sidings and other appurtenances and property of such railroad, or branches, with which such connections shall be made, for the purpose of receiving, or delivering, coal and other traffic connected with mining operations, upon such terms as may be agreed upon between the said corporations, owning such railroad, or branches; and if the said corporations cannot agree upon the terms, or the compensation, to be paid for such use and appropriation, then, before any entry upon, or such use and appropriation shall be made, as aforesaid, adequate security shall be made, or tendered to said corporation, and the compensation shall then be ascertained and determined, in like manner as is provided for the appropriation of land, in the act regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the supplements thereto.

May run cars and engines on connecting roads and branches, &c.

Compensation, how adjusted.

SECTION 7. This company shall be managed by a president and six directors.

President and directors

SECTION 8. That all acts, or parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repeal.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 285.

## An Act

To appoint four additional notaries public in the county of Tioga, and one in the city of Philadelphia, and one in the county of Montgomery, and one in the city of Pittsburgh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and is hereby authorized to appoint four additional notaries for this commonwealth, to reside in the county of Tioga, and one in the city of Philadelphia, and one



to reside in the borough of Pottstown, in the county of Montgomery, and one in the city of Pittsburg.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 286.

## A Further Supplement

To an act to incorporate the city of Philadelphia, relative to election of comptrollers of public schools.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Meeting of directors, relative to.

That the true meaning and intent of the second section of the act, approved March twenty-second, one thousand eight hundred and sixty-five, entitled "A further supplement to incorporate the city of Philadelphia," is, that the directors to meet on the third Tuesday of December, in each year, should comprise only those who would be directors for the ensuing year, and no others.

Repeal.

SECTION 2. All acts, or parts of acts, inconsistent with the foregoing, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 287.

**A Supplement**

To an act to incorporate the Coal Ridge Improvement and Coal Company, approved the third day of May, Anno Domini one thousand eight hundred and sixty-four, authorizing the issue of a preferred stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the Coal Ridge Improvement and Coal Company are hereby authorized to issue, as a preferred stock, the five thousand shares of its capital stock, now held in reserve by the company, in shares of twenty-five dollars each; and they shall declare dividends of ten per centum per annum on said preferred stock, but no higher dividend than ten per centum per annum shall be declared upon said preferred stock, until the dividends upon the common stock of said company shall have reached ten per centum per annum; but all dividends above ten per centum shall be the same upon the preferred and common stock of the said company; and said preferred stock, or the proceeds thereof, shall be applied to the payment of the debts of said company, and to the improvement and development of said company's property.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 288.

**A Supplement**

To the act to incorporate the borough of Titusville, Crawford county into a city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions repealed.

Except as to school directors.

Official terms of directors regulated.

School comptrollers.

That from and after the passage of this, all that part of the fourteenth section of an act, entitled "An Act to incorporate the borough of Titusville, Crawford county, into a city," approved February twenty-eight, one thousand eight hundred and sixty-six, except so much thereof as relates to the number of school directors, for each ward, and the manner of their election, be and the same is hereby repealed.

SECTION 2. The terms of office of the present board of school directors shall terminate on the thirty-first day of March, one thousand eight hundred and sixty-six; and the persons elected on the sixteenth day of March, one thousand eight hundred and sixty-six, to be school comptrollers, of said city of Titusville, shall enter upon the duties of their office on the thirty-first day of March, one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 289.

## An Act

To incorporate the Pottstown Iron Company.

Corporators.

Title.

Capital stock.

Directors and president, how chosen.

Election.

Notice.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Edward Bailey, William L. Bailey, Joseph L. Bailey, Theodore H. Morris, Andrew Wheeler and Frederick W. Morris, and such other persons as shall associate with them, and their successors, be and they are hereby erected into a body politic and corporate, for the purpose of manufacturing iron and steel, and the products thereof, under the name and style of the Pottstown Iron Company, with a capital stock of two hundred and fifty thousand dollars, to be divided into shares of one hundred dollars each.

SECTION 2. That the affairs of said company shall be managed by six directors, one of whom shall be president, and a majority have power to act; which said directors shall be chosen from the stockholders; the first election to be held within sixty days after this act shall take effect, of which election, public notice shall be given, at least two weeks previously thereto, in at least two newspapers in the county of

Montgomery, and two in the city of Philadelphia; and the subsequent elections shall be held annually, at such convenient time and place as the directors shall determine, of which previous notice shall, in like manner, be given: *Provided*, That in case of failure to hold an election, as provided for, under this act, this charter shall not, on that account, fail; but the former directors shall hold over, and continue in office, until their successors be duly elected, (which must be within six months from the time of such failure to elect.)

Proviso.

SECTION 3. That the election, for directors, shall be held by ballot, and each stockholder shall be entitled to vote according to the number of shares held, in the following ratio, namely: each share shall be entitled to one vote; no share shall confer the right of voting, while any instalment thereon is due and unpaid, nor which shall have been transferred, within three months from the day of election, nor unless *bona fide* held by the person, in whose name it appears, in his own right, or that of his wife, or as executor, administrator, trustee, or guardian; and all votes, by proxy, shall be on the terms and conditions, prescribed by the several acts of assembly regulating proxies.

How elections conducted.

Voters, qualifications of.

Proxies.

SECTION 4. That this corporation shall have authority to hold and use a common seal, with such device and inscription as they shall deem proper, and the same to break, alter and renew, at pleasure; and by the name of the Pottstown Iron Company shall be capable, in law, to sue and be sued, plead and be impleaded, in any courts, before any judge, or justice, in all manner of suits, and all and every matter to do, in as full effect as any other person, or persons, bodies corporate, within the commonwealth; and is authorized and empowered to make by-laws and rules, and do everything needful for the good government of the affairs of the said corporation: *Provided*, That the said by-laws and rules be not repugnant to the constitution of the United States, or of this state.

Seal.

Powers and privileges.

By-laws.

Proviso.

SECTION 5. That the said corporation shall not, at any time, contract debts, exceeding three times the amount of the capital stock paid in; and the stockholders shall be individually liable for the amount of capital stock, by them respectively subscribed, and not paid in, and shall forfeit the stock to the company, if an instalment, called for, be not paid within sixty days after notice, that it is due, shall have been served on them.

Limitation as to debts.

Individual liability of stockholders, relative to.

SECTION 6. That the said company shall be able and capable, in law, to take, receive and hold, in fee simple, or to lease lands and tenements, and may sell, lease, mortgage, or dispose of, their interest in the same, as they may deem expedient: *Provided*, The said lands shall not exceed, in quantity, one thousand acres, at any one time, and shall be within the counties of Montgomery, Berks and Chester, in the said state.

May take and hold lands, &c.

Proviso.

SECTION 7. That the said company shall use and employ their moneys and property, in manufacturing iron and steel, and the products thereof, and vending and transporting the same, and in acquiring and using such necessary materials and conveniences, as they may find advantageous; but they shall not exercise any banking privileges, nor do anything which may not be necessary and proper to the business.

Moneys and property, how to be employed.

Not to have banking privileges.



Annual return  
to be made to  
secretary of  
commonwealth

SECTION 8. That the said company shall, annually, on, or soon after, the first day of January, in each and every year, make a return, attested by the oaths, or affirmations, of the president, or secretary, of the amount of stock paid in, the number of acres of land owned by the company, the number and kind of furnaces and works used by them, and the quantity of iron and steel made within the current year; which return shall be sent to the secretary of this commonwealth, who shall report the same to the legislature.

Dividends.

SECTION 9. That dividends of so much of the profits as the directors may think advisable shall be declared soon after the settlement of the books, on the first day of January, every year, and be paid to the stockholders, or their legal representatives, at any time, on demand, after the expiration of twenty days from such declaration; but the dividends shall in no case exceed the amount of net profits actually acquired by the company, as exhibited by the books and accounts; and if the directors shall make a dividend of more than the net profits, as shown by the books of the company, the directors consenting thereto shall be liable to the company, in their individual capacity, for the excess so divided and paid.

Not to exceed  
net profits.

Stock, how  
transferable.

SECTION 10. That the stock of the said corporation shall be transferable, agreeably to the by-laws adopted by the company; but no stock shall be transferred on which an instalment may be due and unpaid, unless with the consent of the directors.

Land, or pro-  
perty, taken in  
payment of  
stock, how  
valued.

SECTION 11. That any land, or property, or materials, for making iron, which may be received in payment for subscriptions to stock, shall be taken at a valuation, approved by the board of directors, or by a majority of the stockholders; and this act shall not go into effect until two hundred and fifty thousand dollars shall have been subscribed, and at least one-half paid in; of which notice, verified by oath, or affirmation, shall be given to the governor.

When act to  
take effect.

Tax on capital  
stock.

SECTION 12. That the said company shall be required to pay the state treasurer, for the use of the commonwealth, a tax of one-half of one per centum upon the capital stock, to be paid in four annual payments, the first to be paid on the first Monday of July next, and the remaining instalments at intervals of twelve months, each.

Limitation of  
charter.

SECTION 13. That this charter shall continue in force for the term of twenty years from the date of its approval, and no longer, unless extended by an act of the legislature; and the legislature reserves the right to amend, alter, or repeal, it, at any time; in such manner, however, as shall not do injustice to the company, nor any individual thereof.

Reservation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

L. W. HALL,

Speaker *pro tem.* of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 290.

## An Act

Granting a pension to Jacob Hurst.

WHEREAS, Jacob Hurst, a private in company I, commanded by Captain F. S. Boas, in the Twentieth regiment, Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day September, Anno Domini one thousand eight hundred and sixty-two, while with his company and regiment on the railroad train, from Greencastle to Harrisburg, in consequence of a collision of cars, had his right arm crushed, so as to render amputation necessary, near the shoulder; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby directed to place the name of the said Jacob Hurst on the list of pensioners, at the rate of eight dollars per month, commencing on the first day of January, Anno Domini one thousand eight hundred and sixty-six, and to continue for the term of five years from said date.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 291.

## An Act

Granting a pension to Susan Keller.

WHEREAS, Augustus Keller, late a private in company I, commanded by Captain F. S. Boas, in the Twentieth regiment, Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day of September, Anno Domini one thousand eight

hundred and sixty-two, was killed by a collision of cars, while the company and regiment was returning from Greencastle to Harrisburg, on the twenty-sixth day of September, Anno Domini one thousand eight hundred and sixty-two :

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be authorized and required to pay, out of any money in the treasury, not otherwise appropriated, to Susan Keller, of Berks county, widow of said Augustus Keller, the sum of ninety-six dollars, annually, in half-yearly payments, for the period of five years, to commence on the first day of January, Anno Domini one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 292.

## An Act

Granting a pension to Elizabeth Deem.

**WHEREAS**, Adam Deem, late a private in company I, commanded by Captain F. S. Boas, in the Twentieth regiment, Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day of September, Anno Domini one thousand eight hundred and sixty-two, was so severely injured, by a collision of cars, while the company and regiment were on their return from Greencastle to Harrisburg, that he died from said injury, on the fifth day of March, Anno Domini one thousand eight hundred and sixty-three :

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the state treasurer be authorized and required to pay, out of any money in the treasury, not otherwise appropriated, to Elizabeth Deem, of Berks county, widow of said Adam Deem, the sum of ninety-six dollars, annually, in half yearly pay-

ments, for the period of five years, to commence on the first day of January, one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 293.

## An Act

Granting a pension to Matilda Fleck.

WHEREAS, Henry Fleck, late a private in company I commanded by Captain F. S. Boas, in the Twentieth regiment, Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day of September, Anno Domini one thousand eight hundred and sixty-two, was killed by a collision of cars, while with his company and regiment, returning from Greencastle to Harrisburg, on the twenty-sixth day of September, Anno Domini one thousand eight hundred and sixty-two :

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby directed to place the name of Matilda Fleck, the widow of said Henry Fleck, on the list of pensioners, at the rate of eight dollars per month, commencing on the first day of January, Anno Domini one thousand eight hundred and sixty-six, and to be continued for the term of five years from said date.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 294.

*An Act*

To authorize the Schomacker Piano Forte Manufacturing Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the Schomacker Piano Forte Manufacturing Company are hereby authorized, from time to time, to issue bonds, at a rate of interest not exceeding seven per cent., to any amount, not exceeding one-fourth of their capital stock, and to secure the same by a mortgage upon the real and personal property of said company, and the franchises thereof, or either, or any part thereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 295.

*An Act*

Authorizing the town council of Millville borough, Cambria county, to borrow money, issue bonds and levy an additional tax, and regulating assessments in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of grading, paving and permanently improving the streets, lanes, alleys, bridges and public property, in said borough of Millville, Cambria county, the burgess and town council of said borough are hereby authorized and empowered to borrow money, to any amount, not exceeding thirty thousand dollars, and to issue bonds therefor, bearing interest at the rate of six per centum per annum, in such sums

May borrow money for the purpose of grading and paving streets, &c., and issue bonds therefor.



and amounts as the said burgess and council may deem proper, which bonds shall have coupons attached, for the amount of the annual interest accruing thereon, and part of the principal: *Provided*, That said bonds shall not be sold at less than their par value *Proviso*.

SECTION 2. That to redeem the bonds that may be issued in pursuance of the first section of this act, and to grade, pave, and make improvements, as designated therein, the burgess and town council of said borough of Millville are hereby authorized and empowered to levy and collect, annually, if they deem the same necessary, an additional tax, not exceeding ten mills on the dollar, on the assessed value of the property, trades and professions in said borough, in addition to the tax now authorized by law. *Special tax authorized.*

SECTION 3. It shall be the duty of the assessor of the said borough of Millville, at such time as the burgess and town council may prescribe, to assess such persons as may remove into the said borough, between the last assessment and the first day of May, in each year, or who may have been omitted from the last assessment, or who may have acquired, or improved, property in said borough since last assessment, and to return their names, with a proper valuation, to the said burgess and town council, who shall, thereupon, assess the amount of borough and bounty tax, payable by such persons, which tax shall be collected as in other cases: *Provided*, That before assessing the tax authorized by this section, and not later than the first day of June, in each year, the burgess and town council of said borough shall hold an appeal from said assessment and from all other assessments; of which appeal public notice shall be given, by at least ten handbills, posted in conspicuous places in said borough; and at which appeal the said burgess and town council may revise, rectify and equalize the said assessment. *Assessments, relative to. Proviso.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 296.

## An Act

To establish the principal office of the Lawrence Railroad Company in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lawrence Railroad Company, a corporation formed by the consolidation of the Lawrence Railroad and Transportation Company of Pennsylvania with the Lawrence Railroad and Transportation Company of Ohio, is hereby authorized to establish the principal office of said company in the city of Pittsburg: *Provided*, The holders of two-thirds of the stock shall first give their assent thereto, in writing, or at a meeting of the shareholders held for the purpose.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 297.

## An Act

To prevent the hunting of deer with dogs, in the township of Forkston, in the county of Wyoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to prevent the hunting of deer with dogs, in certain counties of this commonwealth," approved the fourteenth day of April, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby extended to, and made applicable to, the township of Forkston, in the county of Wyoming: *Provided*, That this law shall not

be enforced, when deer have been hunted outside of the lines of said township, and by reason of said hunting, the deer and dogs have escaped, or run, into said Forkston township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 298.

## An Act

To prohibit the taking, or killing, of pickerel, in Sheak's pond, in Wyoming and Luzerne counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to prohibit the taking, or killing, of pickerel, in Lathrop's lake, in Dimock township, Susquehanna county," approved the thirteenth day of March, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby extended to, and made applicable to, Sheak's pond, in the counties of Wyoming and Luzerne: *Provided, That all fines and penalties, recovered for violations of said act, shall be for the use of the school fund of Clinton township, in Wyoming county.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 299.

**An Act**

To repeal an act to prevent cattle, horses, sheep and hogs from running at large in the county of Franklin, approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That an act, entitled "An Act to prevent cattle, horses, sheep and hogs from running at large in the county of Franklin," approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 300.

**An Act**

Prohibiting the licensing of any person to sell vinous, spirituous, malt, or brewed liquors, or any of them, or any admixtures thereof, in the counties of Westmoreland, Blair and Indiana, except to the keepers of hotels, inns, or taverns, and regulating the granting of licenses to the keepers of such in the said counties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful, from and after the passage of this act, to grant a license to any person, to sell vinous, spirituous, malt, or brewed liquors, or any of them, or any admixture thereof, in the counties of Westmoreland, Blair and Indiana, except it be to the keepers of hotels, inns, or taverns: *Pro-*

Licenses prohibited, except to keepers of hotels, &c.



*vided however,* That nothing in this act shall be construed to prevent the manufacturers of the aforesaid liquors, from selling the products of their manufactory by the cask, or barrel. Proviso.

SECTION 2. That no license shall hereafter be granted to any person, as the keeper of a hotel, inn, or tavern, to sell vinous, spirituous, malt, or brewed liquors, in the said counties of Westmoreland, Blair and Indiana, until the person, or persons, desiring such license, shall file with the clerk of the court of quarter sessions of the proper county, his, her, or their petition, accompanied by the affidavits of twelve citizens, of the borough, or township, in which the applicant proposes to keep a hotel, inn, or tavern, setting forth, that they are personally acquainted with him, and know him to be a citizen of the United States, and a man of good moral character, and temperate in his habits; that he has at least four bedrooms, containing eight beds, for the exclusive use of travelers, and that the hotel, inn, or tavern, is necessary for the accommodation of the traveling public; the petition and certificate shall be filed in the office of the clerk of the court aforesaid, at least three weeks before presenting the same in court; the applicant, or petitioner, shall, at the time of filing his petition, pay, to the clerk of the said court, fifty cents for publishing notice thereof, and said clerk shall cause to be published, three times, in two newspapers, of the proper county, having the largest circulation therein, a list containing the names of all persons, applying for license under this act, and their respective residences. Licenses, relative to.  
  
Petition and affidavits, what to contain.  
  
When to be filed  
  
Fees.  
Publication.

SECTION 3. Whenever any person, or persons, comply with the provisions of this act, it shall be lawful for the court of quarter sessions, of the proper county, to grant licenses to such person, or persons, for one year, in accordance with the license laws of this commonwealth: *Provided however,* If it be satisfactorily shown to the said court, by remonstrances, affidavits, or otherwise, that false statements have been made by the petitioner, or those making affidavits, in regard to the moral character of the person applying for license, or his accommodation, for the traveling public, then, and in that case, the said court shall refuse to grant such license, and shall impose a fine upon each of the persons, having made affidavit to such false statement, of not less than ten, or exceeding, one hundred dollars; which fine shall be collected as other fines and forfeitures are now by law collectable. Courts may grant licenses, on compliance herewith.  
  
Proviso.  
  
Penalty for false statements.  
  
How collected.

SECTION 4. Should any person, in either of the counties aforesaid, sell, give, or furnish, any of the aforementioned liquors and beverages, to any person, or persons, in violation of the provisions of this act, he shall be guilty of a misdemeanor, and upon conviction thereof, in addition to the fine provided for above, shall pay a fine of not less than twenty, nor more than one hundred, dollars, with the costs of prosecution; and upon a second, or any subsequent, conviction, he shall be sentenced to undergo an imprisonment, in the county jail, not less than three, nor more than nine, months, at the discretion of the court. Persons furnishing liquors, &c., in violation of this act, guilty of a misdemeanor.  
  
Punishment.

SECTION 5. All laws, or parts of laws, now in force in said counties, inconsistent with this act, are hereby repealed: *Pro-* Repeal.

Proviso.

County treasurers prohibited from granting licenses to keepers of restaurants.

*vided*, That the act of assembly, now in force, regulating the sale of liquors by druggists and apothecaries, shall continue in force in said counties : *And provided further*, It shall not be lawful for the treasurer of said counties to grant licenses, for the keeping of restaurants and eating houses, for the year commencing the first of April, one thousand eight hundred and sixty-six ; on applications for such licenses already made, and where licenses on such applications have been already granted, the money paid for the same shall be refunded, and the said license re-called by the treasurer having granted the same.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 301.

## An Act

Authorizing Paul W. Garfield and J. Weyand to erect a ferry, or foot bridge, over Oil creek, at or near the Banner well, on the Graff and Hasson farm, (so called,) in Cornplanter township, Venango county, Pennsylvania.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Authorized to erect a ferry over Oil creek.

Rights and privileges.

Proviso.

Proviso.

That Paul W. Garfield and J. Weyand, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on each side of Oil creek, at or near the Banner well, on the Graff and Hasson farm, (so called,) in the township of Cornplanter, in the county of Venango, and to use the creek, between said landings, as a public ferry ; and, also, the right and privilege of erecting posts on any lands contiguous thereto, and to extend therefrom, and across said stream, a chain, or wire, in order to facilitate the crossing of said stream : *Provided*, That the said chain, or wire, shall be so extended as not to interfere with the navigation of said stream : *Provided also*, That the said Paul W. Garfield and J. Weyand, their heirs and assigns, shall pay to the owner, or owners, of such lands, on which the beforementioned posts may be erected, all damages which may accrue

to said owners, in consequence thereof; which damages shall be assessed by a jury of three persons, appointed by the court of quarter sessions of Venango county, and their report and proceedings shall be the same, in every respect, as in the case of opening roads under existing laws: *And provided also,* That the said Paul W. Garfield and J. Weyand, their heirs and assigns, shall have the right to erect a foot-bridge, for the use of foot passengers, in lieu of a ferry, and in such case all the foregoing provisions, in relation to obstructing navigation and damages, shall be binding on them.

Damages, how assessed.

Proviso.

Authority to erect foot bridge

SECTION 2. That the said Paul W. Garfield and J. Weyand, their heirs and assigns, shall keep good boats, and careful ferrymen, who shall constantly, as occasion may require, attend for the transporting of travelers, and others, across the said stream, and in case of the erection of a foot-bridge, shall keep the same in good repair at all times.

Ferry, or foot bridge, to be kept in good repair, &c.

SECTION 3. That the said Paul W. Garfield and J. Weyand, their heirs and assigns, shall demand and receive, from persons passing over said stream, either by ferry or foot-bridge, the sum of five cents for each person.

Tolls.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way destroy, any chain, rope, or wire, boat, or other property, or shall take from its moorings any boat, or craft, belonging to said ferry, or in any way injure the foot-bridge, should one be erected, he, she, or they, so offending, shall pay, to the said Paul W. Garfield and J. Weyand, their heirs and assigns, the sum of ten dollars, in addition to all damages sustained by them, to be recovered as debts of like amount are recoverable.

Penalty for injuries done ferry, or foot bridge.

SECTION 5. That all persons are hereby prohibited from using said creek, for the purpose of a ferry, (or foot-bridge,) within forty rods either above, or below, said ferry; and any person, or persons, violating the provisions of this act, shall forfeit and pay, to the said Paul W. Garfield and J. Weyand, their heirs and assigns, the sum of one dollar, for each and every traveler carried over said creek, within said bounds, to be recovered as debts of like amount are, by law, recoverable: *Provided,* That nothing herein contained shall be so construed as to prevent, at any time, the erection of a bridge over said creek, for the passage of wagons, carriages, et cetera, at, or near, said ferry, or foot-bridge.

Prohibition.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 302.

*An Act*

To increase the bounty tax in Elkland borough, Tioga county, for the purpose of paying bounty bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in the present and each succeeding year, until the year one thousand eight hundred and sixty-eight, inclusive, the burgess and town council of the borough of Elkland, county of Tioga, are hereby authorized to levy a bounty tax on all the property of said borough liable to taxation, not exceeding six per cent., for the purpose of paying the bounty bonds of said borough: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 303.

*An Act*

To prevent the taking, or killing, of pickerel in the ponds, or lakes, in Auburn township, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That it shall not be lawful for any person, or persons, to catch, take, or kill, any pickerel in the two ponds, known as the North and South ponds, in Brooklyn township, Susquehanna

Prohibition.



county, between the first day of October and the first day of April, in each year.

SECTION 2. That any person offending against the provisions of this act shall, on conviction thereof, pay a fine of ten dollars and costs of suit for the first offence, and fifty dollars, with like costs, for each and every subsequent offence, to be recovered by suit, in the name of the commonwealth, before any justice of the peace having jurisdiction over the place where such offence shall have been committed; the whole of said fine, or judgment, to be for the use of the school fund of said Brooklyn township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 304.

## An Act

To prohibit the sale of intoxicating drinks in the township of Ohio, in the county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act no license shall be granted to any person to sell spirituous, vinous, malt, or other intoxicating liquors, in the township of Ohio, in the county of Beaver.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 305.

## An Act

To authorize the overseers of the poor of the township of Montour, county of Columbia, and the overseers of the township of Cooper, county of Montour, to sell certain real estate.

WHEREAS, Michael Sanders and Margaret Sanders, his wife, by deed, bearing date the ninth day of June, in the year of our Lord one thousand eight hundred and forty-one, sold and conveyed unto the overseers of the poor of the township of Montour, in trust, for the use of said township, a certain tract of land, situate in said township, containing seven acres and one hundred and ten perches:

And whereas, By the re-establishment of the county line between the county of Columbia and the county of Montour, all of said tract of land now lies in the township of Cooper, county of Montour, and the parties, who created said trust, are now dead, and being the desire of the overseers of the poor of the township of Montour, county of Columbia, and of the overseers of the poor of the township of Cooper, county of Montour, to sell the said tract of land, and to divide the proceeds of sale between the said township, in equitable proportions; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the overseers of the poor of the township of Montour, county of Columbia, and the overseers of the poor of the township of Cooper, county of Montour, are hereby authorized to make sale of the real estate mentioned in the preamble hereto, for the best price that can be obtained therefor, and after an equitable division of the proceeds of said sale, to be agreed upon between them, the money to be appropriated to the poor fund of the respective townships.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED— The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 306.

## An Act

Relative to the Catawissa Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of the act, entitled "An Act supplementary to the several acts in relation to the Catawissa, Williamsport and Erie Railroad Company," approved March twenty-first, one thousand eight hundred and sixty, as exempts the capital stock of the Catawissa Railroad Company from taxation, until the net earnings of the company shall realize at least six per centum per annum upon the capital invested, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.

No. 307.

## An Act

To prohibit the issuing of licenses within certain boroughs in the counties of Armstrong, Potter, Indiana and Perry, or within two miles of the same, in the counties in which such boroughs are located.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act no license shall be issued to any person, or persons, to sell spirituous, vinous, malt, or brewed, liquors, for drinking purposes, within the limits of the boroughs of Leechburg and Apollo, in the county of Armstrong, and borough of Coudersport, in the county of Potter, and the borough of Saltsburg, in the county of Indi-

Licenses to sell  
liquors, &c., for  
drinking pur-  
poses, prohibi-  
ted.

ana, and the borough of Duncannon and Penn township, in the county of Perry, or within two miles of the same, in the counties in which such boroughs are located.

Violation, how  
punished.

Fine.

Imprisonment.

Proviso.

Proviso.

SECTION 2. That if any person, or persons, shall, for the purposes aforesaid, sell any spirituous, vinous, malt, or brewed, liquors, as aforesaid, after the passage of this act, within the limits aforesaid, he, or she, upon conviction thereof, shall be fined, in a sum of not less than fifty dollars, nor more than two hundred dollars, and upon a second conviction thereof, in addition to the fine already imposed, shall undergo an imprisonment, in the county jail, for a period of not more than three months: *Provided however*, That persons who are already licensed to sell said spirituous, vinous, malt and brewed liquors, as aforesaid, within the limits aforesaid, shall not be prevented from selling the same, until after the expiration of their licenses: *And provided also*, That manufacturers of domestic wines shall not be prohibited from selling the same, in quantities of not less than one pint.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 308.

## An Act

To authorize the school directors of the school district of Miles township, Centre county, to levy a tax to refund money, advanced by citizens of said township, to pay bounties to volunteers, with the understanding and agreement that the same should be refunded.

Special tax au-  
thorized.

To refund mo-  
neys advanced  
for bounty pur-  
poses.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of the school district of Miles township, Centre county, be and they are hereby authorized to levy and collect a tax, sufficient, in amount, together with the cost of collection thereof, upon all property, taxable for state and county purposes, to pay, to sundry citizens of the said township, the sum of three thousand three hundred dollars, and the interest accrued thereon, money advanced by them, with the understanding the same should be refunded, to pay bounties to volunteers to fill the quota of said township of



Miles, under the call of the President of the United States for five hundred thousand men, over and above the amount then authorized, by law, to be paid to volunteers; said tax to be assessed, levied and collected, in like manner as other taxes are assessed, levied and collected: *Provided*, That the said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged: *And provided further*, The said tax shall not be collected from any person, or persons, who, without the aid of clubs, or associations, to avoid the draft, have, at any time, paid commutation money, under the provisions of the conscript laws of the United States.

How assessed  
and collected.  
Exemptions.

SECTION 2. That the school directors of said township of Miles, Centre county, are hereby authorized and empowered to exonerate, from the payment of the tax authorized by the first section of this act, those parents who had any son, or sons, in the military service of the United States, in the late war to suppress rebellion, and upon the labor and industry of such son, or sons, such parents depended for their support: *Provided*, Such son, or sons, have been honorably discharged from such service.

Additional ex-  
emptions.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 309.

## An Act

To repeal the seventh section of an act, entitled "An Act for the protection of sheep in certain counties," approved April eighth, one thousand eight hundred and sixty-two, and the supplement thereto, approved February tenth, one thousand eight hundred and sixty-five, so far as said section has been extended to Wyoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the seventh section of the act of April eighth, Anno Domini one thousand eight hundred and sixty-two, entitled "An Act for the protection of sheep in certain counties," and

the supplement thereto, approved February tenth, Anno Domini one thousand eight hundred and sixty-five, so far as said section has been extended to the county of Wyoming, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 310.

## An Act

Authorizing the commissioners of the county of Blair to appropriate a certain sum for building a free bridge in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the commissioners of the county of Blair be and are hereby authorized and directed to appropriate the sum of one thousand dollars, out of any moneys, in the county treasury of said county, not otherwise appropriated, for the purpose of aiding the citizens of Hollidaysburg, in said county, in building and completing a free bridge across the Juniata river, east of Jackson's extension of the borough of Gaysport, and south of the borough of Hollidaysburg, on the site of the old bridge, formerly spanning the Juniata river aforesaid, and east of the Hollidaysburg furnace.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 311.

## An Act

To legalize the payment of bounties to volunteers, and the bonds given therefor, by the townships of Grove and Gibson, Cameron county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the road commissioners of the townships of Grove and Gibson, Cameron county, in offering and paying bounties to volunteers, and in giving bonds therefor, be and the same is hereby legalized and made valid; and the road commissioners of said township are hereby authorized and required to proceed and levy a tax, not exceeding twenty mills, in any one year, on the dollar of the adjusted valuation, for county purposes, and with the proceeds of such taxes to, forthwith, pay all bonds so as aforesaid issued: *Provided,* That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 312.

## A Further Supplement

To an act relating to roads and bridges, in the county of York, approved the seventeenth day of February, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Reviews and re-reviews, relative to.

That the court of quarter sessions of said county may receive petitions for reviews, and re-reviews, of roads, on any day of the term next succeeding the term to which the report of viewers is returnable.

Provisions hereof applicable to cases now pending.

SECTION 2. That the above section be applied to all cases now pending in said court, wherein the petitions for reviews, and re-reviews, were presented, on any day during the term next succeeding that to which the report of viewers was returnable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 313.

## An Act

Increasing the fees of jurors and witnesses, in and for the counties of Armstrong, Franklin, Schuylkill and Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of jurors, in attendance upon the several courts of the counties of Franklin, Armstrong, Westmoreland and Schuylkill, shall be two dollars per diem; and the compensation of witnesses, in attendance upon the several courts of said counties, shall be one dollar and fifty cents per diem: *Provided,* That such witnesses who reside in, or within one mile of, the boroughs of Chambersburg, Greensburg, Pottsville and Kittanning, shall only be entitled to seventy-five cents per diem, while in attendance upon the several courts aforesaid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 314.

*A Supplement*

To the act, entitled "An Act to incorporate the Carbondale and Providence Turnpike and Plank Road Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the Carbondale and Providence Turnpike and Plank Road Company shall be allowed to charge and receive, on their rates of toll, an increase not exceeding fifty per centum, in addition to the charges now established for them by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 315.

*A Supplement*

To an act relating to local bounties, approved the fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it is the true intent and meaning of the act, approved the fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act relating to local bounties," that in all cases, in the county of Lawrence, where any person, or number of persons, advanced money for the payment of bounties to volunteers, enlisting in the service of the United States, under any of the calls of the President for men to put down the rebellion, and when the volunteers, to whom such bounties were paid, were credited to the proper

township, then, in that case, and in all such cases, such township shall be held liable to the person, or persons, so advancing the money as aforesaid : *Provided*, That such township shall not be held liable for voluntary contributions made for paying bounties to volunteers : *Provided*, Nothing contained in this act shall authorize the collection of money from those persons who have been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 316.

## An Act

To increase the bounty tax in M'Calmont township, Jefferson county, for the purpose of paying bounty bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That in addition to the tax of two per centum, now laid, the supervisors of the township of M'Calmont, in the county of Jefferson, are hereby authorized to levy a bounty tax, upon all the property of said township, liable to taxation, not exceeding ten per centum, for the year one thousand eight hundred and sixty-six, for the purpose of paying the bounty bonds of said township : *Provided*, That the said tax shall not be collected from officers and soldiers who may now be in the service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 317.

## A Supplement

Explanatory of an act, entitled "An Act to authorize the school directors of Unity township, Westmoreland county, to levy and collect a bounty tax, to pay each veteran volunteer, who has been accredited to said township, a bounty of one hundred dollars, and to legalize the proceedings of the school directors of Unity, Mount Pleasant and Penn townships, in said county, in relation to the levying of taxes to pay bounties to volunteers, to fill the quotas of said townships, in the fall of one thousand eight hundred and sixty-four."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it is the true intent and meaning of the second section of the act to which this is a supplement, that the action of the committee, appointed by the school directors of Unity township, in paying bounties to volunteers, exceeding three hundred dollars, and all payments made by the collectors, treasurer, or agents, appointed to sell bonds to said committee, or any member thereof, and faithfully applied to the payment of said bounties, are hereby legalized and made valid; the said committee, or treasurer, accounting for the poll tax, voluntarily assessed by the citizens thereof, and received by them, or either of them; and that said school directors and committee are hereby authorized to receive a just and fair compensation, for their services, in connection with the filling of the said quotas: *Provided*, That the school directors, committees, collectors and treasurer, shall make certified reports of all moneys received, moneys expended, and how expended, and all actions done, in relation to the filling of the quotas of said township: which reports shall be published in all the county papers for one week.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 318.

## An Act

To increase the salaries of the inspectors of the Lancaster county prison.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the pay now received by the inspectors of the Lancaster county prison, the salary of each inspector shall be one hundred dollars per annum, including mileage, to date from the fourth Monday of January of each year.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 319.

## An Act

For the relief of the heirs of George Streepy, late of Northampton county, deceased.

WHEREAS, George Streepy, late of Northampton county, deceased, by his last will and testament, devised and bequeathed his real and personal estate to his wife, Mary Streepy, under a parol agreement, that the said Mary Streepy should, by her last will and testament, devise and bequeath the same, or such residue thereof, possessed by her, at the time of her death, to his children by his first wife; that the said Mary Streepy lately died intestate, and without issue, and before said parol trust was declared, by the court of common pleas of Northampton county, William Fox, administrator of said Mary Streepy, deceased, erroneously paid the sum of sixty dollars, collateral inheritance tax, on said estate, having no knowledge of said parol agreement; therefore,



**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby required to pay, out of any moneys in the state treasury, not otherwise appropriated, to William Fox, administrator of Mary Streepy, late of the county of Northampton, deceased, for the use of the heirs of George Streepy, late of said county, deceased, the sum of sixty dollars, being the amount of collateral inheritance tax erroneously paid, by the said William Fox, administrator, to the register of wills of said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 320.

## An Act

To authorize the school directors of Frederick township, Montgomery county, to levy and collect a bounty tax.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the school directors of Frederick township, Montgomery county, to levy and collect a tax, in addition to the school tax, in said township, a sum sufficient to meet the indebtedness of said township in filling the quotas: *Provided*, The tax for this purpose shall not exceed the sum of fifteen hundred dollars: *Provided further*, That privates and sailors, who have been in the service of the United States, and who have an honorable discharge, shall be exempt from the provisions of this bill.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 321.

## A Further Supplement

To the charter of the borough of Lock Haven.

Title.	<p>SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That from and after the passage of this act the corporate style and title of the said borough shall be the borough of Lock Haven.</p>
May levy and collect tax, annually, for borough purposes	<p>SECTION 2. That the said borough shall have power to levy and collect, annually, for borough purposes, any tax, not exceeding eight mills on the dollar, on the valuation assessed for county purposes, as now is, or may be, provided by law ; all property, offices, professions and persons, made taxable by the laws of this commonwealth, for county rates and levies, shall be taxed, after the same manner, for borough purposes, under the provisions of this act.</p>
And for poor purposes.	<p>SECTION 3. That the said borough shall have power to levy and collect, annually, for poor purposes, a tax, not exceeding five mills on the dollar, upon all real and personal estate in the said borough ; and shall appoint, annually, an overseer of the poor, who shall discharge his duties under the direction of the town council of said borough, and who shall give bond, as required by an act of assembly, approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty, entitled "An Act requiring supervisors of roads and overseers of the poor, in this commonwealth, to give security."</p>
Treasurer and other officers.	<p>SECTION 4. That the said borough shall have power to appoint a treasurer, and such other officers as they may deem necessary, from citizens, not members of the town council, who shall give such bonds, and receive such compensation, as the corporation shall direct.</p>
Duties of treasurer.	<p>SECTION 5. The treasurer shall receive all taxes levied by the said borough, keep a separate account of each tax, and of the expenditures and disbursements under the same.</p>
May borrow money.	<p>SECTION 6. That the said borough be and they are hereby authorized and empowered to borrow, on temporary loan, in any one year, a sum, not exceeding two thousand dollars, to be appropriated to the improvement and repair of the streets of said borough, and to be re-paid out of the street taxes to be levied in said year.</p>
May require owners of lots to lay pavements, make repairs, &c.	<p>SECTION 7. That the said borough, in addition to the powers heretofore conferred, shall have power to require and direct the laying of boards, walks, or pavements, and the repairing of the same, by the owner, or owners, of the lots of ground, in said borough, fronting on any street, or alley, therein, in accordance with the general regulations prescribed ; and on the failure of the owners thereof to lay, or repair, the same,</p>

within the time prescribed by the general regulations, they shall have power to proceed and cause the same to be done, in accordance with articles five and six of the second section of the act of assembly, approved the third day of April, Anno Domini one thousand eight hundred and fifty-one, entitled "An Act regulating boroughs."

SECTION 8. The members of the town council, elect, shall take their seats on the first Monday of April of each year; and in case the term of two, or more, members of the town council, in any ward of said borough, shall expire at the same time, the new members elect shall apportion themselves, by lot, or otherwise, so that the term of one member only shall expire in each year.

Proceedings where lot owners fail to lay, or repair same.

Town council, relative to.

SECTION 9. The meeting of the borough auditors shall be held on the first Monday of June, in each year; whose report shall be published once, in two newspapers of said borough, if so many shall be published therein.

Meeting of borough auditors. Report.

SECTION 10. That the act of assembly, dividing the said borough into wards, shall be so construed as to require the appointment of a street commissioner for each ward.

Street commissioner.

SECTION 11. That all laws, so far as the same are inconsistent herewith, be and the same are hereby repealed.

Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 322.

## An Act

To incorporate the Ohioville Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That C. O'Rourke, Frank Williams, John Boyle, William G. Darley, William Neuell, William D. Dickson and O. H. P. Green, or a majority of them, be and are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name and style of the Ohioville Railroad Company, with all the powers, and subject to all the provisions, of an act regulating railroad companies, approved

Commissioners.

Subscriptions.

Name.

Powers and restrictions. the nineteenth day of February, one thousand eight hundred and forty-nine : *Provided*, That the time for completing said railroad shall be extended for the period of six years, and that a president and six directors shall constitute a board of managers for said company : *And provided further*, That the second proviso of the eighteenth section of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, shall not apply to said company.

Capital stock. SECTION 2. That the capital stock of said company shall be How divided. fifty thousand dollars, and shall be divided into shares of one hundred dollars each ; and the board of managers shall have May be increased. the power to increase the capital stock, from time to time, to an amount not exceeding five hundred thousand dollars ; and Limitation. the said company are hereby authorized to borrow any sum of money, not exceeding twenty thousand dollars per mile, for each mile of road constructed, and to issue bonds therefor, with, or without, coupons attached ; and the board of managers of said company shall have the power to give such bonds such preference, or security, by mortgage, or otherwise, as they may deem advantageous : *Provided*, That no bond shall be for a less sum than one hundred dollars ; and that such rate of interest, not exceeding seven per centum, as may be agreed upon, shall be lawful ; and it shall be lawful for the board of managers, at any time, at the option of the bond, to exchange stock of the said company for the bonds so issued.

Route and construction of road, relative to. SECTION 3. That the said company shall have the right to build, construct, and equip a single, or double, track railroad, from a point on the Ohio river at, or near, the mouth of Little Beaver creek, in the county of Beaver, to a point on the Pittsburgh, Fort-Wayne and Chicago railway, at, or near, New Gallei station, in the same county, with the right to connect with any railroad, or railroads, now, or hereafter to be, built, at either end, or any intermediate point.

Privilege to connect with other roads, &c. SECTION 4. That if it shall be found necessary to construct any portion of said road, in the state of Ohio, to reach the point designated, this company shall have the right to connect, at the state line, with such portions located, and constructed, in the state of Ohio, for the purpose of making a continued line of their road, from the Ohio river, to New Gallei afore-said.

Railroad connections at Ohio state line, relative to. SECTION 5. That the said company shall have the right to purchase, or lease, the railroad belonging to the Darlington coal company, and after which, to use the same as a portion of their main road.

May purchase, or lease, road of Darlington coal company. SECTION 6. That the said company shall not be permitted to use locomotive engines on said road, in the immediate vicinity of any oil well, without the written consent of the owner, or owners, thereof, but shall have the right to employ and use such other motive power as the board of managers may deem proper.

Prohibited from using locomotives near oil wells, unless by consent of owners. SECTION 7. That a majority of the commissioners, named in this bill, upon giving ten days' notice, of the time and place of meeting, in one, or more, newspapers published in the coun-

Capital stock, subscriptions to, regulated.



ty of Beaver, shall have the power to open books, and receive subscriptions to the capital stock of said company, and when fifty per centum of the stock, authorized, shall have been subscribed, and ten per centum paid in, the said commissioners, Surveys and locate said road, preparatory to the commencement of the to. work on the same: *Provided however*, That no contract shall be let, nor grading done, until the election of a board of managers.

SECTION 8. That the work on said road shall be commenced within three months, and at least three miles completed within one year, from the approval of this act. Commencement and completion.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 323.

## An Act

To authorize the secretary of the commonwealth to correct a clerical omission and error.

WHEREAS, In transcribing Senate bill, number nine hundred and sixty-eight, entitled "An Act to incorporate the Ohioville Railroad Company," the following words, to wit: "That a majority of the commissioners named in this bill, upon giving ten days," were omitted:

*And whereas*, The governor has signed said bill; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the secretary of the commonwealth be and is hereby authorized and required to correct said bill, so that it shall correspond with the bill passed by the Senate and House of Representatives.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 324.

### Supplement

To an act, entitled "An Act to incorporate the Manufacturers' and Consumers' Anthracite Railroad Company," approved March twenty-third, one thousand eight hundred and sixty-six.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Manufacturers' and Consumers' Anthracite Railroad Company be and they are hereby authorized and empowered to extend, locate and construct one, or more, of their branch railroads, so as to connect the same at such point, or points, at the state line of New Jersey, with any railroad now constructed, or that may hereafter be constructed, in the state of New Jersey, and also with any intervening railroad.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 325.

### A Further Supplement

To the act incorporating the city of Philadelphia.

Certain provisions, limiting charges for laying culverts and water pipes, paving streets, and constructing sewers, repealed.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the eighth section of an act, entitled "A supplement to the act consolidating the city of Philadelphia," approved the twenty-first day of April, one thousand eight hundred and fifty-five, as limits the charges to be made, by the city of Philadelphia, for the laying of culverts and water pipes, to the rate of seventy-five cents per linear foot, and for

street paving, to one dollar per square yard, and so much of the first section of the act, entitled "A further supplement to the act to incorporate the city of Philadelphia," approved the eighth day of April, one thousand eight hundred and sixty-four, as limits the charge made, by said city, for the construction of sewers, to the sum of seventy-five cents for each linear foot, against the front of each property, and all other acts, or parts of acts, which limit the charges made, by said city, for the construction of sewers, for paving, and for the laying of water pipes, so far only as said limitations are concerned, be and the same are hereby repealed; and hereafter all the said charges and rates shall be fixed, from time to time, by ordinance of councils. Rates to be fixed by councils.

SECTION 2. No portion of the real estate of any religious, charitable, or benevolent association, or institution, in the city of Philadelphia, which may be used for business purposes, shall be exempt from municipal, or state tax, by reason of any act of assembly exempting the real estate, or property, of the said religious, charitable, or benevolent, association, or institution. Real estate of religious and charitable associations, used for business purposes, to be taxable.

SECTION 3. That the board of health, under the appropriation previously made, are hereby authorized to purchase all books and stationery, needed by their department, directly, and not, as heretofore, upon application to, or by, the city commissioners; and all acts, or parts of acts, inconsistent herewith, are repealed. Board of health, relative to. Repeal.

SECTION 4. It shall be lawful for the city of Philadelphia, whenever necessary to defray municipal expenses, to issue bonds to the amount of five millions of dollars, in sums of not less than one hundred dollars each, payable at such times as may be directed by the councils of said city, and bearing interest at a rate not to exceed seven and three-tenths per cent. per annum, and to sell the same, in open market, to the highest bidder: *Provided*, That none of the said bonds shall be sold for less than the principal sums named therein: *Provided*, That the city shall have the option, at any time, after five years from the date of the bonds, and not exceeding twenty years from the date of the same, to reduce the said interest to the legal rate, or pay the principal of the bonds. May issue bonds to defray municipal expenses. Limitation. How disposed of. Proviso. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 326.

**An Act**

Incorporating the Shickshinny Water Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That George W. Search, William F. Case, Lot Search, and their associates, successors and assigns, are hereby incorporated into a body politic, in law, by the name, style and title of the Shickshinny Water Company, and by that name shall have perpetual succession, with power to make and use a corporate seal, establish and put in execution such by-laws, ordinances, rules and regulations, as shall be necessary for said corporation, not being inconsistent with the laws and constitutions of the United States, or of this commonwealth, and shall be capable of suing and being sued, pleading and being impleaded, by their corporate name, and shall have generally all the rights and privileges belonging to a corporation.
Seal.	
By-laws.	
Privileges.	
Capital stock.	SECTION 2. The capital stock of said company shall consist of two hundred shares, of twenty-five dollars each, which may, at any time, be increased, by a vote of a majority of the stockholders, to double the amount.
Increase.	
May hold real estate, erect water works, reservoirs, &c.	SECTION 3. The said company shall have the right to purchase and hold such real estate, in the borough of Shickshinny, and in the township of Union adjoining, in the county of Luzerne, as may be necessary for the purpose of procuring a supply of water, erecting suitable buildings for water works, and sufficient for a reservoir, or reservoirs, and shall have full privilege to contract with other corporations, or persons, for supply of water, as well as to furnish the same, when supplied, to all who may wish to obtain the same.
Supply of water, relative to.	
May enter upon lands, &c., and, when necessary, appropriate the same in the construction and operation of their works.	SECTION 4. The said company shall, at all times, have authority, by themselves, or their agents, or employees, to enter upon, dig, and lay pipes, in and through all lands, grounds and enclosures, public and private; and also shall, at all times, have liberty to dig, and lay pipes, in and along the streets, roads and highways of the borough and township, in which said works shall be located, shutting and mending, as soon as possible, any breaches which they may make; and the said pipes, wheresoever laid, to renew, alter and repair, as circumstances may require; and it shall be lawful for said company to enter into, and appropriate to their use, any land in the said borough and township, which may be necessary for the location of said buildings, works and reservoirs: <i>Provided</i> , That before said company shall take possession of any lands, which they may appropriate, for the site of their afore-said buildings, works and reservoirs, they shall make com-
Proviso.	



compensation to the owner, or owners, or tender adequate security therefor. Compensation.

SECTION 5. That from and after the passage of this act it shall be unlawful for any person to throw into the Shickshinny creek, so called, or the stream of water that runs through the said borough of Shickshinny, or its tributaries, in said county of Luzerne, any rubbish, garbage, offals, slabs, or refuse, or filthy matter of any kind, or conduct any business thereon that may be calculated to injure, or destroy, the purity, or healthfulness, of the water of said stream, for individual use, as a beverage, or otherwise; and any person, or persons, so offending, shall be liable, for each and every such offence, to a fine of fifty dollars, to be collected, and collectable, before any justice of the peace, in said county, with costs of suit, one moiety, or half part thereof, to go to the school directors of said borough of Shickshinny, and the other moiety, or half part, to the person who may bring the suit. Persons prohibited from throwing rubbish, garbage, &c., into Shickshinny creek, or its tributaries. Penalty.

SECTION 6. That the said company pay, into the state treasury, a tax of one-half of one per centum upon the capital stock. Tax on capital stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 327.

## An Act

Authorizing Nicholas F. Walter, committee of the person and estate of George W. Bishop, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Nicholas F. Walter, committee of the person and estate of George W. Bishop, of the county of Delaware, be and he is hereby authorized to borrow the sum of one thousand dollars, and the same to use and expend, in connection with a sum of eleven hundred dollars, received from the Delaware County Mutual Insurance Company, for the purpose of erecting a new barn, and the repairing of the other buildings, on the lands of the said George W. Bishop, in the township of Edg-

mont, Delaware county; the said sum of one thousand dollars to be secured by a bond and mortgage, given by said committee, or his successor, on said lands, bearing interest at six per cent. annually; said interest to be paid out of any funds in the hands of the present, or any future, committee.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 328.

## An Act

To establish a ferry over the Susquehanna river, at Millersburg.

Ferry authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Kreamer, his heirs and assigns, shall have the right and privilege, at his own expense, to make good and convenient landings along the line of the borough of Millersburg, on the east side of the Susquehanna, and on the west side of said river, along said river, as far as the lands of Isaac and Jacob Grow and William Patten run, and to use the river between said landings as a public ferry.

To be kept in good order, &c.

SECTION 2. That the said Joseph Kreamer, his heirs and assigns, shall keep the said landings and ferry in good order and repair, fit for transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts, and competent and careful ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across the river, with all reasonable diligence and care.

Tolls.

SECTION 3. That the said Joseph Kreamer, his heirs and assigns, as a remuneration for keeping up, in good order and repair, the said landings and ferry, as aforesaid, shall receive as tolls for carrying persons, teams, carriages, horses and other animals, not above what is now charged and received by the said Kreamer at the present time.

Damages, how assessed.

SECTION 4. That the said Joseph Kreamer, and his heirs and assigns, shall pay the owner, or owners, of land, or lands, on which the said landings are authorized, (that is for such land

that is not already occupied by said Kreamer,) all damages which shall accrue to the said owner, or owners, in consequence thereof; to be assessed in the same manner as damages for opening of private roads are now, by law, assessed.

SECTION 5. That if any person, or persons, shall wilfully break, or in any way injure, or destroy, any property belonging to said landings and ferry, he, or she, or they, so offending, shall pay to the said Joseph Kreamer, his heirs and assigns, the sum of twenty dollars, in addition to all damages sustained by Joseph Kreamer, his heirs and assigns, to be recovered as debts of like amount are now, by law, recoverable. Penalty for injuries to property, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 329.

## A Supplement

To an act to raise bounties for volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, for the township of Newton, in the county of Luzerne.

WHEREAS, The board of school directors of the township of Newton, in the county of Luzerne, during the year one thousand eight hundred and sixty-four, incurred an indebtedness for bounty purposes, amounting to five thousand and five hundred dollars:

*And whereas*, On the seventh day of September, of the same year, the said board levied a tax, sufficient to pay the same, the greater part of which has been already paid, though it amounted to more than two per centum on the township valuation:

*And whereas*, There remains on the duplicate of the collector of the tax aforesaid, unpaid, about one thousand five hundred dollars, for the collection of which he has no adequate power, under existing laws; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the collector of taxes in the township of Newton, in the county of Luzerne, having in charge the duplicate for the col-

lection of the taxes levied, as set forth in the foregoing preamble, be authorized and empowered to collect any balance of taxes, remaining unpaid, on the duplicate aforesaid, of the persons charged with the same, in all respects, as is prescribed, by law, for the collection of school taxes: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 330.

## An Act

To authorize the Clarion River Coal and Oil Company to mortgage its property and to change its name.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Clarion River Coal and Oil Company, chartered by letters patent, dated August eleventh, one thousand eight hundred and sixty-five, under the act of July eighteenth, one thousand eight hundred and sixty-three, and the supplements thereto, for mechanical, manufacturing, mining and quarrying purposes, is hereby granted the privilege of creating mortgages, with coupon bonds, upon the property, real and personal, of the company, in amount not exceeding one-half the capital stock of the said company; and the said company is granted the further privilege of dividing the land now, or which may hereafter be, held by them, into shares, of not less than five dollars each; which shares may be issued at par, and when so issued, shall be declared and taken to be fully paid stock, and not liable to any further, or additional, assessments, or calls: *Provided*, That the capital stock of the said company, and the quantity of land held by them, be no greater than is authorized by the said act, and the supplements thereto, and that the tax to be paid the state shall be no less than is stipulated, or required, by the said act, under which the



said Clarion River Coal and Oil Company was chartered; and the said corporation shall hereafter be known as the Clarion River Coal Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

331.

## An Act

To incorporate the Union Mutual Fire and Storm Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Ephraim Fenton, Charles L. Dager, Henry Dull, Joseph Ottenger, Alexander H. Supplee, Evan Jones, Jesse Gable, David Truckes, John D. Hunsecker, Charles Hurst, Joshua Y. Jones, Charles P. Shannon, George Snyder, and such other persons as are, or may be, associated with them, under the authority of this act, being citizens of the commonwealth of Pennsylvania, their successors, or assigns, are hereby made a corporation, by the name of the Union Mutual Fire and Storm Insurance Company, with its business office to be located in the borough of Norristown, in the county of Montgomery; and they and their successors are hereby made a body politic and corporate in law, with all the legal incidents of a corporation aggregate: *Provided*, They shall not have power to hold a greater amount of real estate than is necessary for the use of the corporation, in the transaction of the business thereof, or such as shall be taken for, or in security of, debts, nor shall the yearly income thereof exceed two thousand dollars, nor shall any by-laws be repugnant to this instrument, to the constitution of the United States, or to the constitution of this commonwealth.

Name.

Proviso.

SECTION 2. The power of this association shall be vested in thirteen managers, to be chosen by ballot, annually, on the last Monday of May, at an annual meeting of the company, to be held for that purpose, in the borough of Norristown aforesaid, and each member shall be entitled to one vote, in person, and not by proxy.

Managers, relative to.

- Insurers to be members.      SECTION 3. Each insurer, in said company, shall be a member thereof, during the term of his, or her, policy, and no longer.
- General meetings.      SECTION 4. General meetings of this company shall be held annually, on the last Monday of May, and also, whenever called by the board of managers, or whenever requested by twenty members, in writing; three weeks' notice shall be given of all general meetings, as well as of the annual elections, published once a week, in two newspapers, published in the county of Montgomery; and the members shall, at all such general meetings, pass all by-laws, rules and regulations, necessary for the well government of the affairs of the corporation, or vest the power, so to do, in the board of managers; all elections shall be by ballot, and each member entitled to one vote; the elections shall be conducted by three judges, who shall be chosen by the members present, for that purpose, and who shall certify, under their hands, the result of said election; which certificate shall be filed with the papers of the corporation; the managers, for the time being, shall choose from their own number, a president, and also, from time to time, as it may be necessary, appoint a treasurer and secretary, and such other agents and officers as may be necessary, and fix their respective fees and salaries, and require such bonds, for the faithful discharge of the duties assigned, as may be deemed necessary, or the interests of the company require, and shall have full power to suspend, remove, or displace, any such officer, or agent, of the company, and supply any such vacancy which may happen, by death, removal, or resignation, of any of their own members, until the next election; and they shall, at the annual meeting of the members, present to the company a general statement of its affairs.
- Notice.
- By-laws.
- Elections.
- Certificate.
- Officers.
- Fees and salaries, relative to.
- General statement.
- Power to make insurances against losses by fire, storm, or hurricane.
- Exceptions.
- Contracts, &c., relative to.
- Seal.
- Investments, relative to.
- SECTION 5. The president and managers shall have full power, on behalf of said corporation, to make insurances against losses by fire, storm, or hurricane, on any house, tenement, manufactory, barn, or other buildings, and goods, wares, merchandize, and effects, and household furniture therein, and on hay, grain, and other agricultural products, in barns, stacks, or otherwise, and on farm implements, and generally on all kinds of goods, wares and merchandize, and upon live stock, stabled in the buildings insured, (except, however, books of accounts, bills, bonds, notes, ready money, jewels, plate, paintings, engravings, and large manufactories;) and to make, execute and perfect such, and so many, contracts, bargains, agreements, policies, and other instruments, as shall, or may, be necessary, and as the nature of the case shall require; and every such contract, agreement and policy, to be made by the said corporation, signed by the president, and attested and signed by the secretary, and also shall be signed by the party insured; and the president and managers are hereby empowered to have made and procure a seal, with such device as they may deem proper, to be used by them as the common official seal of the company.
- SECTION 6. It shall be lawful for said company to employ and improve all moneys received by them, and the profits thereof, in the purchase of any ground rents, or mortgages,

state, or United States, bonds, or securities, or in any loans, on good and sufficient security; and no money shall be drawn from the funds of the said company, for the purpose of making dividends, or dividing profits, nor for other purposes than, first, to defray the current, or incidental, charges of the corporation, and then for the purpose of such damages as any member of said company, or insurer, may be justly entitled to; and when the just demand of any insurer, in said company, and member thereof, shall exceed the amount of its available funds on hand, such sums as shall be necessary to pay to the same shall, without unnecessary delay, be assessed by any three of the board of managers, appointed by the president, on the insurances; each member to pay in proportion to the amount he has insured, and publish the same; and all and every of the members, or insurers, of the company, shall pay into the hands of the treasurer, his, her, or their, proportionable part of such rates, within forty days after such publication, as aforesaid; and in default of such payment, he, she, or they, and every of them, making such default therein, shall forfeit and pay double the said rates; and neglecting to pay the said forfeiture, for fifty days more, may, by the managers for the time being, be excluded and debarred from any benefit, and all advantage, from his, her, or their, insurances, respectively, and all right to the stock, profits, or dividends, of this company, and shall, notwithstanding said forfeiture, be liable to said rates, pursuant to the, her, or their, covenants and agreements.

Funds, how appropriated.

Incidental expenses.

Damages, relative to assessment of, &c.

Forfeiture.

SECTION 7. All and every of the members of this company, who shall sustain any loss, by fire, storm, or hurricane, shall give immediate notice, to the president of the company, who shall appoint a committee of three, from the board of managers; which said committee shall examine into the same, with all convenient expedition, and inquire of the damages sustained, and make report of the sum which said parties may be legally entitled to, and further, to make provision for the payment of the same, as is herein specified; which said sum, as fixed by said committee, if not appealed from, by either party, within twenty days from the finding and report of the same, shall become final between the parties; the said committee, on making inquiry for damages, shall have the power to examine witnesses and administer oaths, and compel the attendance of the same, by *subpoena*, issued under their hands, and may compel the insured to testify, at their option; and no other member shall be disqualified from testifying, upon the ground of interest, either before said committee, or in any of the courts of this commonwealth, in any suit, or legal proceedings, brought by the insured, or any member, against the said company.

Parties sustaining loss, to give notice.

Committee.

Report.

Appeals.

Committee may examine, and compel attendance of, witnesses.

Members may testify.

SECTION 8. The members shall, at their general meetings, fix such rates of insurance and incidental charges and fees as may be deemed equitable and proper, or vest the power so to do in the board of managers; and any person who shall become a member of this corporation, by effecting insurance therein, shall, the first time he effects insurance therein, and

Rates of insurance, &c., relative to.



- Premiums. before he, or she, receives his, or her, policy, pay the rates that shall be fixed and determined upon; and no premium, so paid, shall ever be withdrawn from said company by the assured.
- Assignments, relative to. SECTION 9. That in case any assured, named in any policy, or contract, of insurance, made by the said corporation, shall sell, convey, assign, or pledge, as collateral, for any debt, the subject insured, it shall be lawful for such assured to assign and deliver to said purchaser, or pledgee, such policy, or contract, of insurance; and such assignee shall have all the right, or benefit, of such policy, or contract, of insurance, and may bring and maintain a suit in his, or her, own name: *Provided however*, That said assignment shall be approved of by the president, or secretary, within sixty days from the time the subject, or property, insured, is transferred, subject to such rules and regulations as shall, or may, be provided in the by-laws.
- Proviso.
- Net profits. SECTION 10. That the net profits arising from interest, or otherwise, shall be ascertained yearly, to every member, in proportion to his, her, or their, deposit, for which each member shall have a credit in the company's books; nothing in this charter shall be construed so as to allow any of the funds of the association to be used for banking, or manufacturing, purposes.
- Not to have banking, or manufacturing, privileges.
- Repeal of chartered privileges, relative to. SECTION 11. If at any time it shall appear that the chartered privileges, hereby granted, are injurious to the public welfare, the power thereof to repeal shall not affect any engagement, to which the said company may have become a party previously thereto, and that the said company shall have a reasonable time to bring their accounts to a final settlement.
- First board of managers. SECTION 12. The first thirteen named persons in this act shall constitute the first board of managers, until the annual election, in May, one thousand eight hundred and sixty-seven, with power to organize the corporation, and appoint a president and other officers and agents, agreeably to the spirit of this act, as is hereinbefore provided, with all the powers contemplated to be vested in the board of managers, elected by the company, under the authority of this act.
- Issue of policies. SECTION 13. No policy shall be issued, by the corporation, until application be made for insurance to the amount of four hundred thousand dollars.
- Suits for damages regulated. SECTION 14. Suits of law may be prosecuted and maintained by any member against said corporation for losses, or damage, insured against them, if payment is withheld more than sixty days after the company is duly notified of such losses: *Provided*, The managers do not agree to re-build, or re-place, the property lost, or damaged; in which case a reasonable time shall be allowed them.
- Proviso.
- Amendments to constitution, how made. SECTION 15. Any amendment, or alteration, may be made to the constitution, at any general meeting, by a majority of the whole association, or by the written agreement of a majority thereof, clearly setting forth the proposed amendment, or al-



teration : *Provided*, The same is not repugnant to the constitution of this commonwealth, or of the United States.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 332.

## A Further Supplement

To the act to incorporate the city of Harrisburg, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Seventh street, from Granite alley to Maclay street, in said city, as laid out by the commissioners, designated under the thirty-ninth section of the act to incorporate the city of Harrisburg, to which this is a further supplement, is hereby vacated, and all ordinances and proceedings providing for the opening of said part of Seventh street are hereby declared to be null and of no effect; and it is hereby enacted, that in lieu of the said part of Seventh street, the public road, known as the Pennsylvania avenue, in said city, shall be adopted, ratified and confirmed as one of the public streets of said city, to be known as Seventh street; and the said street shall be opened, to the width of sixty feet, from Granite alley to Maclay street, the ground necessary for widening said street to be taken off the lots on the west side of said street; and where the lines of said public road are curved lines, it shall be lawful to change them to right lines, making the necessary angles at the intersecting streets, in such manner as not to interfere with the lots on the eastern side of said street: *And it is further enacted*, That Thomson alley, and all parts of streets and alleys as laid out by the above-mentioned commissioners, between said Thomson alley and Seventh street, as above laid out, below Maclay street, are hereby vacated: *Provided*, That the damages that may arise, from the opening of Seventh street, shall be ascertained and assessed as is provided for in

the thirty-fifth section of the act to which this is a further supplement.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 333.

## An Act

To incorporate Andalusia College, at Andalusia, Bucks county, Pennsylvania.

Name.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the literary institution heretofore established and conducted H. T. Wells, at Andalusia, aforesaid, by the name of Andalusia Institute, shall hereafter be known by the name of Andalusia College.

President and  
board of trustees.

SECTION 2. That the president and board of trustees of said college shall consist of not more than twenty, nor less than five, persons, and shall be and hereby are created and constituted a body politic and corporate, in law and in fact, under the name and style of the president and board of trustees of Andalusia College, and as such shall be and hereby are authorized and empowered to have and alter a corporate seal, to manage the finances of the college, and legislate for its general government; to confer the usual academic and other degrees granted by colleges in the state; to appoint committees of examination and business, who shall have power to act within the limits of their instructions from the board; to receive and hold, in trust, for said college, or for scholarships in the same, by purchase, devise, bequest, or gift, any property, or estate, real, personal, or mixed: *Provided*, The clear yearly income of said property, or estate, shall not exceed the sum of ten thousand dollars.

Seal.  
Powers and  
privileges.

May hold real  
estate, &c.

Proviso.

Succession,  
relative to.

President, how  
appointed.

SECTION 3. That the corporation hereby created shall have and maintain a succession, in the following manner, viz: in case of the decease, removal, or resignation of the president of said college, hereinafter appointed, or of his successors in that office, or in case of his, or their, otherwise ceasing to serve

the college as president, the trustees shall appoint a president to fill the vacancy, at a special meeting duly called for that purpose; and the board itself shall have power to fill any vacancy that may exist in their body, at any meeting of the same.

SECTION 4. That the present proprietor, H. T. Wells, aforesaid, be and hereby is constituted and appointed president of said college, and Edward H. Baldy, S. W. Cannell, Leighton Coleman, John Dorrance, James R. Dunham, J. L. Hey-singer, Frederick Knighton, David Landreth, Harvey Rowland, Jabez L. Ryan, George Fox and H. T. Wells, aforesaid, be and hereby are constituted and appointed trustees of said Andalusia College. President and trustees appointed hereby.

SECTION 5. That the president and professors, in said college, shall constitute the faculty of the same. Faculty.

SECTION 6. That the president hereby appointed, having originally established this institution, by his individual enterprise, and being the present proprietor, and sustaining the pecuniary liabilities of the same, may, while he continues under such liabilities, appoint the other members of the faculty and the teachers, and have the government and the management of the institution; but if, by public benevolence, private gift, or other means, the board shall be enabled, by the funds of the institution, to assume and discharge such liabilities, and hold in trust, as aforesaid, the estate, buildings, furniture, apparatus, premises and appurtenances, thereunto belonging, and to pay the expenses and losses, incurred by the present proprietor, in establishing the institution aforesaid, and said purchases and discharges being duly made and acknowledged, then, and thereafter, the members of the faculty may be removed and appointed by the board of trustees, holding the property aforesaid; and in case of the death, or resignation, of the president, hereby appointed, and the appointment of a successor, according to this act, the liabilities aforesaid shall be discharged, or assumed, by said successor, and the rights and property, specified in this section, and all other rights of property, and privileges in, or about, the premises aforesaid, belonging to said proprietor, including a just and equitable compensation, for the labor and loss of establishing the institution aforesaid, shall be recognized as the property, rights and claims of the said proprietor, and as such contracted for, and purchased by, the successor aforesaid; in which case the said successor shall have and possess all, and the like, rights, powers and privileges as his predecessor in like circumstances. Special provisions.

SECTION 7. That the trustees shall hold their first meeting at the call of the president aforesaid, and, from time to time, shall prescribe the number and description of officers in the board and in the faculty, their powers and duties, the manner of their appointment and term of office, and enact by-laws for the management of the corporation; five shall constitute a quorum for any business; the president of the college shall be, *ex-officio*, a member of the board; and the place of any trustee, who shall be absent at three consecutive meetings of the board, may be declared vacant by the board. First meetings. By-laws. Quorum. Vacancies.

Notice of acceptance of this act shall continue in force until altered, or annulled, by the legislature; and notice of its acceptance shall be published before the first day of July next, in two papers, in this state.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 334.

## An Act

To exempt from taxation certain real estate, in Philadelphia, held in trust for the Lincoln Institution, or Soldiers' and Sailors' Orphan Boys' Home. *e*

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate, situated number three hundred and eight, South Eleventh street, in the city of Philadelphia, containing in front, on Eleventh street, thirty-nine feet, and in depth one hundred and eighty-nine feet, and now held, in trust, by William G. Bolton, for the Lincoln Institution, or Soldiers' and Sailors' Orphan Boys' Home, be and the same is hereby exempted from taxation, except for state purposes; and that such exemption shall include the year one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 335.

## An Act

To incorporate the Odd Fellows' Temple of the city of Philadelphia.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Henry Hopkins, D. S. Grissinger, Ezra B. Pratt, Christian Young, A. MacNutt, Philip Lowry, Jr., and John G. Moxey, and all their associates, and all persons who may now, or hereafter, be holders of the stock, hereinafter mentioned, shall be and they are hereby declared to be constituted a body

Corporators.

politic, or corporate, by the style of the Odd Fellows' Temple of the city of Philadelphia, to have perpetual succession,

Style.

to be capable, in law, of suing and being sued, to have a common seal, and the same to alter and renew at pleasure, and

Seal.

to have, hold, receive, enjoy and take, in fee simple, or on ground rent, such real and also such personal estate as may, by them, be deemed necessary and proper for the ownership,

Privileges and powers.

and for the construction and for the proper use and management and maintenance of a public hall, in the city of Philadelphia, and for the accommodation and use of any parties who may be permitted to rent and occupy the same, with free power to sell, mortgage, create the necessary ground rent deeds, or convey the said real and personal estate.

*SECTION 2.* That the object and purpose of the said corporation shall be to erect and maintain a suitable temple, or hall, with lodge office and reading rooms, for the use of the fraternity of Odd Fellows of the commonwealth of Pennsylvania; the same to be located in the city of Philadelphia.

Object.

*SECTION 3.* That the capital stock of the said corporation shall not exceed two hundred and fifty thousand dollars, divided into fifty thousand shares, of five dollars each, and shall be in such form and be issued and transferred in accordance with such by-laws as the said managers may establish: *Provided,* That neither the said corporators, nor the said managers, shall issue, or transfer, any of the said shares, excepting only unto a member, or members, of the said fraternity, who may be in good standing therein, or unto the duly appointed trustee, or trustees, of the several regularly constituted and warranted lodges of Odd Fellows, in the commonwealth of Pennsylvania.

Capital stock.

Proviso.

*SECTION 4.* That the government and control of the said corporation, and the management of its property, shall be vested in, and the corporate powers of the same shall be exercised by, a board of seven managers, who shall be elected, by ballot, from among the stockholders; they shall continue in office until their successors be elected; they shall elect a president, secretary and treasurer from among themselves;

Board of managers.

Elections.

Officers.

Corporators to  
be managers  
until first an-  
nual election.

By-laws.

General meet-  
ings.

Corporation not  
to be dissolved  
on failure to  
elect, &c.

Special meet-  
ings.

Votes.

Proviso.

shall supply all vacancies, in their number, however occasioned, and shall have the general and entire control of the affairs and interests of the corporation; and that until other officers be duly elected, the persons named in the first section of this act shall be held to be managers of the said corporation, and shall have power and authority as such, and also to adopt and make by-laws for the said corporation.

SECTION 5. That a general meeting of stockholders shall be held annually, on the third Monday of December, for the election of seven managers and the transaction of other business; but if such meeting, or election, shall not then take place, the corporation shall not, for that cause, be dissolved; but such meeting, or election, shall take place as soon thereafter as may be, one week's public notice of such meeting being first given, in at least three daily newspapers in the said city; and special meetings of the stockholders shall be called and held, as may be provided by the by-laws thereof; and that in the enactment of by-laws, and in the election of officers, and the decision of all questions, and at all the meetings of the stockholders, each stockholder shall vote one vote for each share of stock held by them: *Provided*, That trustees, or individuals, jointly holding, or representing, such stock, shall jointly vote one vote for each share of stock held by them.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 336.

## An Act

Relating to the passage of fish in the Susquehanna river, and certain of its tributaries.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be the duty of such person, or persons, corporation, or corporations, having and maintaining any dam, or dams, weir, or weirs, or other artificial obstructions, of what kind soever, now constructed, or which may have and main-

tain dams, weirs, et cetera, as aforesaid, which may hereafter be constructed, on the Susquehanna river, and the two branches thereof, that is to say : from the line of the state of Pennsylvania, on the North Branch thereof, and from Patchenville, on the West Branch thereof, and the mouth of Bennett's Branch, on its Sinnemahoning tributary, into which the said Bennett's Branch falls, down to, and by the main stream thereof, to the Maryland line, and on the Juniata river, and the Raystown Branch thereof, from Hollidaysburg and Bedford, to the Susquehanna river at Duncannon, or Duncan's island, and the Swatara and Little Swatara creeks, so far as they are declared public highways, from the entrance of the Swatara creek into the Susquehanna, to make, maintain and keep up, at each of said dams, weirs, or other artificial obstructions, a sluice, or sluices, weir, or weirs, or other device, or devices, for the free passage of fish and spawn, up and down the stream, whether in the form of steps, or otherwise, the plan to be taken from the plan, or plans, of similar works, or weirs, now erected and in practical operation, and known by experience to be efficient, approved and successful for said purpose, in any of these United States, or in any other countries; the plans and construction of said works to be under the supervision of a commissioner, on the part of this commonwealth, to be appointed, and whose duties shall be prescribed, as hereinafter provided.

SECTION 2. Within twenty days after the passage of this act, it shall be the duty of the governor to appoint a suitable person, as commissioner, who shall be a man of known probity and of experience, as a practical civil engineer, who shall, on, or before, the first day of June next, fix and designate the location of said weirs, steps, sluices, or other devices, upon, or attached to the said dams, et cetera, furnishing working plans of the same, to the owners, holders, or proprietors, of said dams, and other devices as aforesaid, or their legal representatives, having in view the best locations for said contrivances, for the free passage of fish and spawn, up and down the stream, the least interruption to the navigation, or injury to the schutes erected thereon, or therein, for the running of boats, or rafts, the least injury to the dams, and the least expense in erecting and keeping up such devices, consistent with the objects in view, and fixing the length thereof, which shall be proportional to the lengths taken, or used, in the dam, or dams, weir, or weirs, from which the plans shall have been copied; and the decision of the commissioner, when approved by the governor, on any of the subjects aforesaid, shall be final; it shall be the duty of said commissioner, immediately after the first day of November next, to inspect each of said dams and other devices, and if the sluices, or other devices, shall not then have been made, as directed by the first section of this act, said commissioner shall immediately report the same to the district attorney of the county, in which said dam, et cetera, is situated, who is hereby required to prefer a bill of indictment, before the grand jury, against said person, or persons, company, or corporation, at the next court of quarter sessions thereafter, for maintaining and keeping up a public nuisance;

Persons, or corporations, maintaining dams, or other obstructions, in the Susquehanna, and certain tributaries, required to construct sluices therein so as to allow the passage of fish.

Commissioner, relative to appointment of.

His powers and duties.

Indictment for public nuisance



Limitation.	and the duties of said commissioner shall cease and determine, on the first Monday of December next.
Persons keeping up dams, required to maintain sluices, &c.	SECTION 3. Each and every of said persons, companies and corporations, maintaining, or keeping up, any dam, or dams, on the rivers and streams aforesaid, as described in the first section of this act, shall, before the first day of November next, make, maintain, and from thenceforward keep up, the sluices and passages for fish, as directed in said first section, at the place, and in the manner, designated by the commissioner, as referred to in the second section of this act; and the failure so to do shall be considered a misdemeanor, on the part of said person, or persons, company, or corporation; and the dam, so maintained and kept up, contrary to the provisions of this act, shall be deemed and taken to be a public nuisance, and on conviction, said person, or persons, company or corporation, shall be fined, in any sum not more than twenty thousand dollars; and if the work shall not be perfected, within thirty days after the conviction aforesaid, it shall be the duty of the court, in which said conviction shall have taken place, to issue a writ, directed to the sheriff of the proper county, commanding him to abate said dam, or other structure, or device, at the cost of said person, or persons, company, or corporation; and the fine imposed, and costs of prosecution, shall be collected out of any property belonging to said person, or persons, company, or corporation, within the state, including all corporate rights, or franchises.
On failure, to be deemed guilty of a misdemeanor.	
Nuisance.	
Penalty.	
Nuisance, how abated.	SECTION 4. The commissioner, required to be appointed under the second section of this act, shall receive six dollars for each and every day necessarily spent in performing the duties therein enjoined and required; proof thereof to be made to the auditor general, and be paid by the state treasurer, out of any moneys, not otherwise appropriated.
Fine, how collected.	SECTION 5. It shall not be lawful for any person, or persons, to spread, extend, or place, any seine, or other device, across, or in, the main channel of the Susquehanna river, or other stream, or streams, designated, or embraced, in this act, whereby the fish, or spawn, may be prevented from freely passing up, or down, the same, or to fish with any seine, within one-half mile of any sluice, or other device, erected for the passage of fish, as described in said act, or draw any seine, or net, in the main channel of the river, or stream, within one-half mile below any of said dams, or use any device, or means, to frighten the fish, or otherwise prevent their free passage up, or down, said sluice, or passage-way; and any person offending against the provisions of this section, their aiders, or abettors, shall be guilty of a misdemeanor, and on conviction shall be fined, in any sum not more than one thousand dollars, and be imprisoned, at the discretion of the court, for a period of not more than twelve months.
Compensation of commissioner.	
Prohibition as to seines, or other devices, preventing the passage of fish, &c.	
Offenders, how punished.	
Obstruction of schutes, relative to.	SECTION 6. It shall not be lawful, on any pretext whatsoever, for any person, or persons, company or corporation, to obstruct, or close, temporarily, or otherwise, any schute, or schutes, now constructed, or made, or hereafter to be constructed, or made, in any of the dams crossing any of the



streams mentioned, or embraced, in this, or any other, act, for the purposes of navigation, or for facilitating the passage of fish up and down the said streams, except during the months of July and August; and any person, or persons, whatsoever, so obstructing such schutes, or passage-ways, their aiders, or abettors, shall be guilty of a misdemeanor, and shall be liable to trial, and on conviction, to imprisonment for not more than twelve months; and if acting for corporations, said corporations shall be liable to a fine of not than twenty thousand dollars: *Provided*, That nothing herein contained shall prevent the county commissioners, or a majority of them, of the county in which said schutes shall be located, from granting a written license for such reasonable stoppage, or partial stoppage, allowing time to make repairs, when such repairs shall, to them, the said commissioners, appear to be indispensably necessary; and this power and duty shall be added to those of the county commissioners, now existing by law.

Offenders, how punished.

Proviso.

SECTION 7. All fines, which may be recovered under the provisions of this act, and not otherwise appropriated, shall be paid into the treasury, for the use of the commonwealth; and in any proceedings, under the provisions of this act, for the enforcement of any of the penalties, mentioned therein, it shall be lawful to serve process; and such service shall be good, in law, upon any attorney, officer, agent, director, or manager, foreman, superintendent, toll-gatherer, or other person, in the employ of any of the said persons, companies, or corporations, in any county of the commonwealth.

Fines, how appropriated.

Process.

SECTION 8. The joint resolution of the nineteenth of March, Anno Domini one thousand eight hundred and sixty-three, entitled "Joint resolution relative to the dam of the Susquehanna canal company," is hereby repealed; and all other acts, or resolutions, or parts of the same, inconsistent with the whole, or any part, of this act, are hereby repealed: *Provided*, That nothing herein contained shall be construed to prevent any one, who may have a title to real estate, deduced from the commonwealth, within half a mile of said sluice, or other device, erected for the passage of fish, from enjoying the right of fishery, appurtenant to the said real estate.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 337.

*An Act*

To extend the provisions of the thirteenth section of an act regulating railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine, to the Philadelphia and Reading Railroad company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the thirteenth section of the act of the nineteenth of February, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies," be and the same is hereby extended to the Philadelphia and Reading Railroad Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 338.

*An Act*

Incorporating the Pittsburg Fruit House Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. L. Goehring, J. Knox, P. Reefmer, Joshua Rhodes, G. P. M'Bride, G. Follansbee and Doctor J. P. Dahe, and their associates and successors, be and they are hereby incorporated into a body corporate and politic, by the name, style and title of the Pittsburg Fruit House Association, and by the said name, style and title the company shall have perpetual succession, and be able and capable, in law, to sue and be sued, plead and be impleaded, to have a common seal, and

Corporators.

Name.

Seal.

the same to alter, modify, or renew, at pleasure, and to put in execution any by-laws, rules and regulations which have been, or may be, adopted for their regulation, or which may be found necessary, or convenient, for the government of said corporation, and not contrary to law, and shall be able to hold their capital stock, and the increase and profits thereof, and of holding, purchasing, taking and receiving any real, or personal, estate, which they may deem necessary, or convenient, for their purposes, and the same to exchange, barter, sell, let, or lease, on ground rent, mortgage, or lease, or otherwise dispose of, at their pleasure, and shall have, generally, all the rights, privileges, franchises and incidents belonging and appertaining to a corporation, and the right of doing all and every other matter and thing which a corporation may lawfully do

By-laws.

Powers and privileges.

SECTION 2. That the seven persons, named in the first section of this act, shall be directors of said corporation, until their successors shall be chosen, by the stockholders, with power to choose, from amongst their number, a president and secretary; an election, for seven directors, shall be held on the first Monday of October, one thousand eight hundred and sixty-six, and annually thereafter, of which election public notice shall be given, of the time and place; but no failure to elect directors, at the time named, shall work as a non-user, but those in office shall continue therein until others are duly chosen.

Directors.

Officers.

Annual election

SECTION 3. That the capital stock of said company shall be divided into shares, of fifty dollars each, and shall consist of three thousand shares, with the privilege of increasing the same as much as, in the opinion of the stockholders, shall be deemed necessary to carry out the purpose of said corporation; and the persons holding said stock shall be entitled to one vote, for each share of stock held by them, and may vote either in person, or by proxy; the shares of said stock, aforesaid, may be transferred, by the owner, or owners, thereof, their executors, or administrators, or attorneys, duly and lawfully authorized, in a book, to be provided for that purpose, and in such a manner as the directors shall direct.

Capital stock.

Votes.

Proxies.

SECTION 4. That said association shall have power to raise, on their bonds, or other security, any sum of money which may, at any time, be found necessary, or convenient, for their purposes, not exceeding one-half of their capital stock: *Provided*, No bond shall be issued for a less sum than fifty dollars.

May borrow money.

Proviso.

SECTION 5. The purposes of the said association shall be to erect and maintain, anywhere, in the county of Allegheny, any and all buildings which shall, or may, be found necessary, to preserve fruits, meats, butter, or any other article they see fit, and to fill such building with fruits, or such other things, to be kept and sold, at any time, when deemed advisable, and generally to conduct and carry on such business in such way as may be found most productive to the stockholders of said association.

Purposes.

SECTION 6. That dividends of so much of the profits of said

Dividends.

association as shall appear advisable to the directors thereof, shall be declared in the months of October and April, in each and every year, and be paid at the office of the association, at any time after ten days from the time of declaring the same; but said dividends shall, in no case, exceed the amount of the net profits of the association, so that the capital stock shall never be impaired thereby; any dividend made, impairing the capital stock, shall make the directors, declaring the same, individually liable for the amount so divided, except that any director who may be present, and protest against such dividend, shall be exonerated; and such protest shall be entered upon the minutes of the board, and public notice be given of the same.

Individual liability.

Notice.

SECTION 7. A public notice of five days shall be given of a meeting of the stockholders, which may be called for the purpose of increasing the capital stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 339.

## An Act

Authorizing the Sinnemahoning Portage Railroad Company to consolidate its stock and franchises with the stock of the Buffalo and Washington Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Sinnemahoning Portage Railroad Company to merge and consolidate its capital stock, franchises and property, with the capital stock, franchises and property of the Buffalo and Washington Railroad Company, in accordance with the provisions of an act, entitled "An Act supplementary to an act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and which last supple-



mentary act was approved the twenty-fourth day of March,  
Anno Domini one thousand eight hundred and sixty-five.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 340.

## An Act

To change the name of the borough of Ocoola Mills.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the name of the borough of Ocoola Mills, in Clearfield county, shall be and is hereby changed to and made the borough of Ocoola.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 341.

## An Act

To legalize the official acts of Charles A. Ziegler, a justice of the peace.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the election of Charles a Ziegler, a justice in the Second ward, formerly the South ward, of the borough of Wilkesbarre, in Luzerne county, is hereby legalized, and all his official acts are hereby declared of like force and effect as if the resignation of his immediate predecessor had, at the time of the election of the said Charles A. Ziegler, had been regularly filed in the office of the secretary of the commonwealth.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 342.

## An Act

Relating to the Philadelphia and North Branch Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions repealed.

That so much of the third section of the act of the eighth of April, Anno Domini one thousand eight hundred and forty-six, entitled "An Act to incorporate the Luzerne and Schuylkill Railroad Company," as requires four of the directors and the treasurer of said company to be residents of the counties through which the said railroad may pass, be and the same is hereby repealed.

May borrow money.

SECTION 2. That the said company shall have power to borrow any sum, or sums, of money, not exceeding, in the aggregate, one million dollars, to issue coupon bonds for the same, payable in such manner and at such time, or times, and with such interest as to the directors shall seem proper, and to secure the payment of said bonds, by a mortgage upon the property and franchises of the said company.

Tax on capital stock

SECTION 3. That so much of the seventh section of the act of the eighth of April, Anno Domini one thousand eight hundred and forty-six, entitled "An Act to incorporate the Luzerne and Schuylkill Railroad Company," as requires the said company to pay into the treasury of the commonwealth, for purposes of education, a tax of eight per centum upon all dividends over six per centum per annum, be and the same is hereby repealed; and the said company shall, hereafter,

pay the same tax upon its capital stock as is now payable by other railroad companies of this commonwealth

SECTION 4. That the said company shall have the same power to enter upon and occupy lands, for the purpose of the location and construction of its main railroad and laterals, and procuring materials therefor, as are granted by the act of the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies," and its several supplements; its road may be of the width of sixty-feet, except at points for depots, sidings, engine and water stations, where, if necessary, it may be twelve rods wide; all damages for the entry upon and occupancy of any lands shall be assessed in the manner provided by the said act of the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies," and its supplements; and that all parts of the act of the eighth of April, Anno Domini one thousand eight hundred and forty-six, entitled "An Act to incorporate the Luzerne and Schuylkill Railroad Company," inconsistent with the provisions of this act, be and the same are hereby repealed.

May enter upon lands, &c.

Width of road.

Damages, how assessed.

Repeal.

SECTION 5. That the said company shall have power to construct lateral railroads, not exceeding ten miles in length, from any points upon its main line, and to purchase and hold any railroads, or parts of railroads, intervening upon the line of any of said laterals.

Lateral railroads.

SECTION 6. That the said company shall have the power to cross, at grade, any railroad which it may meet upon the line of its main road, or any of its laterals.

May cross other railroads at grade.

SECTION 7. That the said company shall have power to transport, upon its main road and laterals, passengers, coal, iron, merchandize, or other property.

What may be transported.

SECTION 8. That the time for completing the said railroad is hereby extended for another period of five years.

Completion of road.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 343.

## An Act

To incorporate the Farmers' Railroad Company, of Lancaster and Berks counties.

Commissioners.	<p><i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That John Fry, Daniel Overholser, Theodore A. Kinzer, Wm. Boyd Jacobs, David Styer, James M'Caa, David Mast, of Lancaster county, and Jacob Z. Plank, John Kurtz and John P. Mast, of Berks county, or any five of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the Farmers' Railroad Company of Lancaster and Berks Counties, with power to construct a railroad, from a point on the Reading and Columbia railroad, in Ephrata township, or East Cocalico township, in Lancaster county, to a point in Caernarvon township, Berks county, by the most direct and eligible route; and the said railroad company shall be entitled to all the privileges, and subject to all the provisions and restrictions, prescribed by an act, entitled "An Act regulating railroads," approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, except so far as is otherwise provided by this act.</p>
Title.	
Route.	
Privileges and restrictions.	
Capital stock.	<p><i>SECTION 2.</i> That the capital stock of said company shall consist of four thousand shares, of fifty dollars each: <i>Provided,</i> That the said company may, from time to time, by a vote of the stockholders, increase their capital stock, if it should be deemed expedient, to an amount sufficient to complete said road, or shall be authorized to borrow a sum of money, not exceeding two hundred thousand dollars, and issue their bonds therefor, in sums of not less than one hundred dollars each, bearing any rate of interest, not exceeding seven per centum per annum, and secure the payment of the principal and interest of said bonds by a mortgage, or mortgages, upon the road, property and franchises of said company; and the said directors may make the said bonds convertible into stock, at par, if such course be deemed advantageous to said company, and to carry out the true intent and meaning of this act; and shall have authority to make branches, or lateral railroads, not exceeding five miles, each, in length, and to cross, or connect with, any other railroad, or railroads, now made, or hereafter to be made, on the lines of their routes.</p>
Proviso.	
Increase of capital.	
May borrow money.	
Interest.	
Security.	
Authorized to build branches, &c.	
Crossings and connections.	
Damages, relative to.	<p><i>SECTION 3.</i> That in all cases where the said company, and the owners of lands and materials, cannot agree upon the amount of damages claimed, either for lands or materials, the said company may tender a bond, with sufficient security, to the party claiming damages, the condition of which shall be,</p>



that the company will pay, or cause to be paid, such amount of damages as the party shall be entitled to receive, after the same shall have been agreed on by the parties, or assessed, according to law : *Provided*, That in case the party, or parties, claiming damages, refuse to accept the bond, or bonds, tendered by the said company, the said company may, in any such case, present their bond, or bonds, to the court of common pleas of the proper county, or to any one of the judges thereof, and if the said court, or any one of the judges thereof, approve the security, they shall direct the said bond, or bonds, to be filed in the prothonotary's office of said court, for the benefit of those interested ; whereupon the company may enter upon, or take possession of, such land and materials.

SECTION 4. That the number of directors shall be eight, five of whom shall be a quorum to do business ; and further, upon subscription of one thousand shares, ten per cent. of which shall be paid at the time of subscription, the said company shall organize, by electing eight directors, who shall be authorized to locate and commence building said road, and to demand and receive payment for the unpaid portion of the stock subscribed for in said company.

Proviso.

Directors.

Quorum.

Organization.

Commencement  
of road.

Subscriptions.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 344.

## An Act

Relative to a suit now pending in the common pleas of Dauphin county, between the commonwealth and the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the suit of the commonwealth vs. the county of Luzerne, now pending in the court of common pleas of Dauphin county, to wit : Number ninety-eight, August term, Anno Domini one thousand eight hundred and sixty-five, be tried upon its merits, in the same manner as if the same was in court upon appeals regularly taken from the settlement of the auditor general and state treasurer, including such settlements and

the items therein embraced, from the account stated by the auditor general and state treasurer, on the third day of June, one thousand eight hundred and sixty-two, to the present time.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 345.

## An Act

To authorize the Lehigh Crane Iron Company to mine coal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lehigh Crane Iron Company shall have authority to mine coal for their iron works, with power to dispose of such portions thereof as may not be suitable, or necessary, for their use; and for that end and purpose they may hold such mineral lands, in addition to the amount now limited by law, as may be necessary to carry on their business: *Provided*, That said additional mineral lands shall not exceed five thousand acres.

JAMES R. KELLEY, .

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 346.

## An Act

Authorizing the governor to appoint additional notaries public, in and for Venango and Schuylkill counties, and Philadelphia city.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That in addition to those now provided by law, the governor is authorized to appoint twenty additional notaries public, for the county of Venango, and also one additional notary public for the county of Schuylkill: *Provided*, That one of the notaries appointed for the county of Venango shall reside in Pit-Hole City, of said Venango county; and the notary public, appointed for the county of Schuylkill, shall reside in Schuylkill Haven, in said county of Schuylkill, and three for the city of Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 347.

## A Further Supplement

To an act, entitled "An Act for the defining the boundary line between the city of Philadelphia and Montgomery county," approved April twenty-one, one thousand eight hundred and fifty-five.

WHEREAS, The commissioners appointed under said act did find it impracticable to lay out a road, upon said boundary line, near the Schuylkill river, and did thereupon, in their report, recommend a deviation therefrom:

*And whereas*, A road has been laid out, and partly constructed, deviating from said line, near the Schuylkill river; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the centre line of said road, when completed, shall be the dividing line between the city of Philadelphia and Montgomery county, and the said portion thereof shall be constructed and kept in repair, in the same manner as provided for the remainder of said road, laid out by the said commissioners.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 348.

## An Act

To incorporate the Wilkesbarre Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles Parrish, Thomas T. Atherton, George P. Steele, H. B. Wright, Washington Lee, Jr., W. G. Sterling, V. L. Maxwell, John Richart, J. C. Phelps, James B. Stark, John H. Swoyer, W. L. Conyngham, John Wells Hollenback, Stanley Woodward, W. W. Ketcham, W. S. Ross, Marcus Smith and Stewart Pearce, or any five of them, and their associates, and all persons who may hereafter be holders of the stock hereinafter mentioned, are hereby created a body corporate, by the name of the Wilkesbarre Market Company, to have perpetual succession, to sue and be sued, to have a common seal, to purchase and hold such real and personal estate as may be necessary for the purposes of the corporation, and to sell, mortgage, or lease, the same, as they shall deem expedient.

Corporators.

Name.

Seal.

Privileges.

May erect market house.

SECTION 2. That the object and purpose of the said corporation shall be to erect and maintain a suitable building, with stalls, in the borough of Wilkesbarre, to be appropriated and used as a public market house, for the sale of meats, vegetables, victuals and provisions; and the said building and stalls shall be leased, or disposed of, in such manner and on such terms and conditions as shall be determined by the managers;



and they are also authorized to use the upper stories of said market house for a public hall, or for any such purposes as the managers may deem expedient.

SECTION 3. That the capital stock of said corporation shall be forty thousand dollars, in shares of fifty dollars each. Capital stock.

SECTION 4. That the said corporation is authorized to borrow money to an amount not exceeding one-half their capital stock, upon bonds, to be issued by said corporation, and secured, by mortgage, on their corporate property, whenever the managers of the same shall deem said bonds and security expedient: *Provided*, The rate of interest shall not exceed seven per cent. per annum: *And provided*, The holders of said bonds may, at any time, convert the same into the stock of said corporation; and no bond shall be issued for a less sum than one hundred dollars. May borrow money. Proviso. Proviso.

SECTION 5. That the government and control of said corporation, and its property, shall be vested in a board of seven managers, who shall be elected, by ballot, from among the stockholders; they shall choose one of their number president of the board, and shall also appoint a secretary and treasurer, from their number, and other necessary officers; they shall continue in office until their successors are elected, and fill all vacancies occurring in their body; the persons named in the first section of this act shall call a meeting of the stockholders, at such time and place as they shall designate, giving one week's public notice thereof, in at least one newspaper, published in said county, for the purpose of electing managers to serve until the annual election. Board of managers. Officers. Meeting of stockholders. Notice.

SECTION 6. That annual meetings of the stockholders, for electing managers and transacting other business, shall be held on the first Monday of January, public notice thereof being given as provided in section five; but should such election not be held, the corporation shall not, for that cause, be dissolved, but such meeting and election shall take place as soon thereafter as may be, notice thereof being given as aforesaid; special meetings of the corporation shall be held as provided by the by-laws; the stockholders, in general meeting, may, if they see proper, enact by-laws for the government of the corporation and its officers; in the election of managers, and in the decision of all questions, in the meetings of stockholders, those present, in person, or by proxy, shall be entitled to one vote for each share of stock held by them. Annual meetings. Notice. By-laws. Votes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 349.

## An Act

To incorporate the Pittsburg Sanitary Soldiers' Home.

Preamble.

WHEREAS, A number of the citizens of Pennsylvania, constituting the late sanitary committee of the city of Pittsburg, instigated by a patriotic and benevolent desire to alleviate the misfortunes of the brave soldiers and sailors, of the western part of the state, who have been wounded, or otherwise rendered helpless, in the service of their country, during the late war of the rebellion, by erecting, or providing, for them a home, in which they may be comfortably maintained, or taught some useful employment, whereby they may be enabled to maintain themselves; and to that end have formed an association, and elected a president and board of managers, to conduct the affairs of the association; and do now, by said board of managers, petition the Senate and House of Representatives for an act of incorporation; therefore,

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the present officers and managers of the above named association, to wit: R. C. Loomis, president, Ormsby Phillips, secretary, C. W. Batchelor, Thomas Bakewell, N. Holmes, John Watt, G. L. B. Fetterman, W. S. Haven, Wm. M'Creery, John W. Chalfant, F. R. Brunot, T. H. Lane, J. S. Morrison, Wilson Miller, W. P. Weyman, with the other members thereof, and all persons who shall become members, as hereinafter provided, and their successors, shall be and are hereby constituted and appointed a body corporate, in deed and in law, under the name, style and title of the Pittsburg Sanitary Soldiers'

Title.

Privileges.

Home, and shall enjoy all the rights, powers, privileges and immunities, incident to a corporation, for the purpose of establishing, maintaining and managing, a home for discharged soldiers, of the volunteer armies of the Union, from western Pennsylvania, who have become disabled, or helpless, in the service of their country, in the war of the rebellion: *Provided,* That said corporation may, if they deem it necessary, desirable, or proper, receive discharged soldiers from other parts of Pennsylvania, or other states of the Union, and shall, in all cases, themselves determine the qualifications and conditions which shall entitle persons to be admitted to the institution, or retained therein

Proviso.

Powers and privileges.

SECTION 2. That the said corporation, under the name, style and title of the Pittsburg Sanitary Soldiers' Home, shall be capable of suing and being sued, of impleading and being impleaded, in all courts of record, and elsewhere; shall have power and authority to make, use and utter a common seal, and to alter the same at pleasure; of ordaining, establishing

Seal.

and enforcing all ordinances, regulations and by-laws, necessary, convenient, or proper, for conducting and governing its affairs; may purchase estate, real, personal and mixed, or take, or receive, donations of the same, by will, or otherwise, for the use, objects and benefits of the institution, with the right of selling, leasing, conveying and incumbering the same, by judgments, mortgage, or otherwise, for the said use and purposes; they shall also have power, by their board of managers, to contract for, and erect, all necessary buildings, and make such arrangements as they may deem necessary and convenient for the reception of inmates; to make and declare such by-laws and rules for the government of the board, the inmates, beneficiaries, and all the officers, or attendants, appointed, or employed, in, or about, the institution; they shall have power to appoint and to remove, at pleasure, all officers and attendants deemed necessary, to prescribe their duties, functions and compensation; they shall have power to appoint a secretary and treasurer, if they deem it necessary, and to require the latter to give bond, with one, or more, sureties, for the faithful performance of his official duties; they shall have power, by their code of by-laws, to designate, and give public notice of, the time and place of regular and special meetings, and elections by contributors; to appoint all necessary committees of visitors, or inspection and superintendence, of the home, and control and manage its finances: *Provided*, That the by-laws and ordinances shall not be inconsistent with the laws of the United States, and of the state of Pennsylvania.

By-laws.

May hold real estate, &amp;c.

Buildings.

Appointments.

Officers.

Meetings.

Committees.

Proviso.

SECTION 3. That the control, management and administration shall be vested in a board of fifteen managers, six of whom shall be a quorum for the transaction of business; they shall present a full report of their proceedings at the annual meeting; the first annual election, under this act, shall be held on the first Tuesday of June, at which time five managers shall be elected for one year, five for two years, and five for three years, and annually, thereafter, five managers shall be elected for three years, who, with the ten holding over, shall constitute the board; and no manager shall be ineligible to re-election, except as hereinafter provided; and at their first meeting, subsequent to the annual election, the managers shall elect, from their own number, by ballot, a president, a first vice president and second vice president; in case of failure to elect, by the contributors, at the time appointed, the corporation shall not thereby be dissolved, but the acting officers and managers shall continue to act until an election is held, which shall be as soon thereafter as may be consistent with the proper notice, required in the by-laws; and in case of any vacancy occurring, by death, resignation, removal, or repeated failures to attend their meetings, the managers shall have power to fill such vacancy until the next annual election: *Provided*, That no person but a contributor shall be elected manager; and that when any manager shall have been absent from three successive meetings, duly called, without having assigned, in writing, reasons therefor, accepted as satisfac-

Managers.

Quorum.

Annual report.

Elections, relative to.

Vacancies.

Pro-



**Proviso.** tory, by a resolution of the board, said absence shall be deemed and taken as a resignation, and the managers shall proceed to fill the vacancy thereby created: *And provided further*, That any manager who shall have been absent from one-half, or more, of the meetings of the board, held during the year preceding any annual election, shall not be eligible to re-election for the succeeding year.

**Managers not entitled to compensation.** SECTION 4. That no member of the board of managers shall be entitled to, or shall receive, any pay, or compensation, whatsoever, for attendance on meetings, or the discharge of his official duties as a manager; and, in addition to the fifteen managers provided for, by election, in the foregoing section, (section three,) every person who shall, at one time, contribute the sum of one hundred dollars, shall become thereby a

**Managers for life, and life members, relative to.** manager for life, and shall not be subject to the provisos of section three, in regard to absence from meetings; all persons contributing the sum of twenty-five dollars shall be life members of the corporation, and all persons contributing the sum of five dollars, shall be members for the year in which the contribution is made, and entitled to vote, in the election of managers, and at any general meeting of the contributors, and shall be eligible to election as managers of its affairs: *Provided*, That no yearly member shall be entitled to vote unless he shall have paid his subscription not less than thirty days before the election.

**Proviso.** SECTION 5. That at all elections for managers, the vote shall be by ballot, and each member of the corporation shall have one vote; and the person voted for, who shall have the highest number of votes, shall be declared duly elected, and a return of each election shall be certified by the tellers, and given to the board of managers, to be entered on their minutes.

**Elections, how conducted.** SECTION 6. That the estate and property of the corporation shall not be liable to have any street, lane, alley, or public road, laid out, or opened, through it, without consent of the board of managers, so long as the same may be used for the purposes aforesaid; and all the estate and property shall be exempt from taxation.

**Property exempt from taxation.** SECTION 7. That whereas, it seems to be the general opinion of the members of the association hereby incorporated, that the duty, necessity and obligation, now so generally recognized, of establishing the institution, will, after a time, become less pressing, until the decrease in the number of soldiers, to whom the debt of gratitude is due, shall render the institution unnecessary, and it may be desirable to dissolve the corporation, said dissolution may be made, by a vote of the majority of contributors present, at a meeting called, with due notice of the proposed dissolution; and in case a majority shall decide on such dissolution, they shall have power to sell all the real, personal and mixed estate of the corporation, or to make donation of the same to any institution, or institutions, or societies of a benevolent, or public, character, within the county of Allegheny, now, or hereafter, to be incorporated; and it shall be the duty of the corporation, all its just debts being first paid, to appropriate and pay over its entire funds to some

**Dissolution of the corporation, relative to.**



public objects, or purposes, which shall be chosen to be the recipients thereof, by a vote of the majority of the contributors present, at the meeting which shall make the appropriation, it being the full intention and meaning of the corporation, and of the Senate and House of Representatives, in this act, that no part of the funds of this institution shall, in case of its dissolution, ever be devoted to private use: *Provided*, That nothing herein shall be so construed as to prevent the application of the whole, or any part, of said funds, to the erection of a monument, monumental structure, or institution, in memory of the soldiers and sailors of Allegheny county, whose lives were sacrificed in defence of the Union. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 350.

## A Supplement

To an act relating to landlords and tenants, in the county of Crawford, approved the fourteenth day of December, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of the act of assembly, approved the fourteenth day of December, one thousand eight hundred and sixty-three, entitled "An Act relating to landlords and tenants," as provides that such appeal shall not be a *supersedeas* to the warrant of possession, aforesaid, be and the same is hereby repealed, so far as the same relates to Crawford county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 351.

**An Act**

Relating to the collection of taxes in Allegheny county, and payment of the salaries of the warden, and his assistant, of the county prison.

Certain provisions repealed.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the portion of section twenty-first of an act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, requiring the treasurer of Allegheny county to attend, personally, or by deputy, at least one day, in each ward, borough, township and precinct, be and the same is hereby repealed.

Salaries of warden and assistant, how payable.

*SECTION 2.* That the inspectors of the county prison, in said county, are hereby authorized to pay the salaries of the warden, and his assistant, monthly, instead of quarterly.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 352.

**An Act**

Relating to an increase of tolls on the Pittsburg and Washington turnpike road.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the sequestrators of the Pittsburg and Washington turnpike road be and they are hereby authorized to levy and collect tolls on said road, at the rate of thirty-three per cent. over and above the rate fixed in the charter of said company; and that the action of said sequestrators, during the past year,

be and the same is hereby confirmed, so far as regards such increase of tolls.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 353.

## An Act

Relating to inquests in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be the duty of any coroner, or justice of the peace, of the county of Luzerne, to hold an inquest on the body of any deceased person, unless the said deceased person shall have died of unlawful violence, or other unlawful acts, at the hands of some other person, or persons, or there be such strong suspicion of such violence, or other unlawful acts, as to make an inquest necessary; which violence and suspicion of the same shall be certified to by the coroner, or justice, holding such inquest, and, also, by the jurors, under their oaths, and be made a part of the return of such inquest; and if the said coroner, or justice, shall hold an inquest in any other case, he, and the jurors, shall not be entitled to any compensation therefor.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 354.

**An Act**

To incorporate the Great Council of the United States of the Improved Order of Red Men.

Preamble.

WHEREAS, The Improved Order of Red Men is an order instituted for the purpose of affording relief to such of its members as may be suffering from sickness, or distress, or other causes, and for the furtherance of the general welfare of the members thereof:

*And whereas, The Great Council of the United States of the Improved Order of Red Men, a body organized for the better government of the order, desire, for the more effectual accomplishment of its charitable objects, and as a means for the better execution of the purposes of its organization, to be constituted a body politic and corporate :*

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Name.

Corporators.

That the Great Council of the United States of the Improved Order of Red Men is hereby constituted a body politic and corporate, in deed and in law, by the name, style and title of the Great Council of the United States of the Improved Order of Red Men, which corporation shall consist of Louis Muth, C. G. Bettorf, William M. Fields, R. F. Gardner, L. Vanfossen, William S. Quigley, S. Sullivan, John I. Booker, William G. Gorsuch, G. W. Lindsay, George H. M. Marriott, William Colton, Robert Sullivan, Richard Marley and William H. Ford, of Maryland; Andrew J. Baker, Morris H. Gorham, E. F. Stewart, C. Weistenberg, William Adrian, L. C. Pierce, A. Gibbs, W. J. Goodwin and A. Cameron, of Pennsylvania; Joshua Maris, William R. M'Farlane and S. Rianhard, of Delaware; J. A. Parsons, John D. Moore, B. F. Wood and Charles F. Johnson, of New Jersey; J. A. Burch, Thomas Rich, Moses A. Merrill and A. C. Prather, of the District of Columbia; George Berg, of Missouri; F. A. Bosley and David Baker, of Ohio; A. J. Francis and R. B. M'Cracken, of Kentucky; Hugh Latham, E. L. Lunsford and J. B. Shaner, of Virginia; Theobald Gachter and August Roettger, of West Virginia; Alfred Shaw, of Louisiana, and all other persons who are now members, or who shall hereafter be admitted as such, agreeably to the constitution and by-laws of the said Great Council, and by the said corporate name shall have perpetual succession, and shall be forever capable, in law, to take, hold and sell, real estate, in fee simple, or otherwise, and to mortgage and let the same; and to take and hold real, or personal, estate, by gift, grant, devise, or bequest, or other lawful means, and sell, or dispose, of the same; to have a common seal, and the same to break, alter and renew, at

Privileges.

Seal.



pleasure; to sue and be sued, and generally to do all such matters and things that may be lawful and necessary for them to do, for the furtherance of the objects recited in the preamble of this act.

SECTION 2. That said Great Council may hold its annual, Annual sessions, &c.  
or other, sessions in this, or any other state of the United States, and may locate its principal office at such place, from Office.  
time to time, as it may elect, within the said limits.

SECTION 3. That the said Great Council shall have power, By-laws.  
from time to time, to establish and make, and put into execution, such constitution, by-laws, rules and regulations, as may be passed, from time to time, by the Great Council, and the same to revoke, annul, alter or amend, at pleasure: *Provided*, That the said constitution, by-laws, rules and regulations, be Proviso.  
not repugnant to the constitution and laws of the United States, or of the commonwealth of Pennsylvania, nor repugnant to the provisions of this act.

SECTION 4. The legislature reserves the right to modify, Reservation.  
alter, or annul, the privileges hereby granted; in such manner, however, as to do no injustice to the corporators.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 355.

## An Act

To confer additional power upon the burgess and town council of the borough of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the first and second sections of an act, Certain provisions extended.  
entitled "An Act to confer additional powers upon the burgess and town council of the borough of Wilkesbarre," passed the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, be extended to the borough of Scranton, in the county of Luzerne.

SECTION 2. That in addition to the powers conferred, by Paving streets,  
said act, the burgess and town council, of the borough of relative to.

Scranton, have the same powers, with reference to paving the streets of said borough, as are given in relation to sidewalks, ditches and drains.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 356.

## An Act

To incorporate the Brown Hollow Turnpike Road.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Commissioners.** That Job D. Wart, Merritt B. Vosburgh, Stephen Callender, Henry Cook, Burr Kenyon, Tennis Scult and Warren W. Simrell, of Luzerne county, are hereby appointed commissioners, whose duty it shall be to open books and proceed under the regulations of the act of the general assembly, relating to the organization of turnpikes and plank roads, passed the twenty-sixth day of January, one thousand eight hundred and forty-nine, and to proceed to incorporate a company, to be called the Brown Hollow Turnpike Company.
- Subject to.**
- Title.**
- Capital stock.** **SECTION 2.** The capital stock of said company shall be five thousand dollars, divided into shares of ten dollars each.
- Authorized to construct turnpike road.** **SECTION 3.** Said company are hereby authorized to construct a turnpike road from Brown Hollow, in Scott township, to, or near, the house of Stephen Callender, in Blakely township, Luzerne county, under the regulations of the act of twenty-sixth of January, one thousand eight hundred and forty-nine, relating to the organization of turnpike and plank road companies.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 357.

*An Act*

To incorporate the Nescopeck Mercantile Association.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Williams, N. G. Westler, John Bittenbender, Samuel Nuss, Hiram Shaffer, Hiram Kikendall, George Fortner, and Lewis H. Creasy, and their associates, and such persons as shall become stockholders, be and the same are hereby made and constituted a body corporate and politic, by the name of the Nescopeck Mercantile Association; and by the said name they and their successors shall have perpetual succession, and shall be, in law, capable of suing and being sued, pleading and being impleaded, in all courts and judications whatever, and, also, of contracting and being contracted with, relative to the business and objects of the said corporation, as hereinafter declared; and they and their successors may have a common seal, and may change and alter the same at pleasure, and shall have power to purchase, rent, or lease, such real estate as may be necessary for the purpose of carrying on the business of the association, and in their corporate name to make and execute deeds of conveyance, and other instruments of writing, necessary in the transactions of the association.
- SECTION 2.** The capital stock of the association shall be thirty thousand dollars, to be divided into shares of one hundred dollars each, for which certificates shall be issued, signed by the president, countersigned by the secretary, and sealed with the common seal of the association; which certificates shall be transferable by the owner thereof, or by attorney, duly authorized for that purpose, in the presence of the secretary, and by the consent of a majority of the board of directors, in a book to be kept for that purpose; and no person can hold more than five shares of stock in the said association.
- SECTION 3.** That the said association shall have power, through its duly authorized agents, to carry on the business of general dealers, both wholesale and retail, to buy and sell all kinds of goods, wares, merchandize, produce, provisions, lumber, fuel, and such other articles that may be necessary to carry on the business of general dealers, and to receive and sell goods on commission.
- SECTION 4.** That when the sum of ten thousand dollars shall have been subscribed to said association, and not less than five thousand paid in, in cash, there shall be an election held, by the stockholders, for seven directors, who shall serve the said association from the time of their election until the second Tuesday of January thereafter ensuing,

Corporators.

Name.

Powers.

May hold real estate.

Capital stock.

Certificates, how executed.

Transfers thereof.

Authorized to carry on business as general dealers.

Directors, relative to.



Annual elections.	on which day, and annually thereafter, on the second Tuesday of January, between the hours of twelve, M, and five o'clock in the afternoon, of which three weeks' public notice shall be given, the election of the said directors shall be held; and the said directors shall elect one of their number president, to serve one year; and they shall, also, annually, elect some good and competent person as secretary; at all elections each stockholder shall have one vote for each share of stock he may own; but if such election should not
Notice.	then take place, the association shall not, for that cause, be dissolved; but such election shall take place as soon thereafter as may be, giving the three weeks' public notice, as aforesaid; and the said directors shall hold over until their successors are elected.
Officers.	
Votes.	
Corporation not to dissolve, on failure to elect.	
Place of business.	SECTION 5. That the place of business of said association shall be in Nescopeck, Luzerne county, Pennsylvania; and that the directors shall have power to make by-laws, not inconsistent with the laws of the United States, and of this commonwealth, and the same to alter, repeal, or amend, from time to time; and the board of directors shall do all such acts and things, for the proper regulation, government and advancement of the corporation, as they may deem necessary; to require the secretary to keep correct minutes of their proceedings; and they shall also have power to declare dividends of so much of the net profits of the corporation, as shall appear to them advisable, on the second Tuesday of January, in each year, which shall be paid to the stockholders, on demand, ten days after the same shall have been declared.
By-laws.	
Duties of directors, &c.	
Dividends.	
Individual liability.	SECTION 6. That the stockholders of the said association shall be jointly and severally liable, in their individual capacity, for all debts and contracts made by said association, to the amount remaining unpaid on each share of stock, held by them respectively, and also for all debts due mechanics, workmen and laborers employed by, or materials furnished to, said association; to be sued for and collected, as provided by the twelfth, thirteenth and fourteenth sections of an act incorporating the Lackawanna Iron and Coal Company, approved April fifth, one thousand eight hundred and fifty-three.
Bonus.	SECTION 7. That the said association shall pay a bonus, to the state, of one-half of one per cent. on their capital stock, as paid in, payable in four equal annual instalments; the first payment to be made within one year from the passage of this act; and shall also pay such tax on dividends as is, or may be, provided by law.
Tax.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 358.

**An Act**

Relating to the boarding of prisoners, in the counties of Lawrence and Clarion.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the courts of quarter sessions, of Lawrence and Clarion counties, at the first regular term after the passage of this act, and at the first regular term, in each and every year thereafter, to fix and determine the amount that shall be paid for boarding the prisoners, committed to the jail of said counties; and it shall be the duty of the county commissioners, of said counties, to pay to the sheriff, coroner, or jailor, for the boarding of all prisoners, committed to the jail of said counties, during the year for which said order shall be made, the amount so fixed by said court.

Courts to fix amount to be paid for boarding prisoners.  
Duties of county commissioners.

**SECTION 2.** The county commissioners of said counties are hereby authorized to pay, for the boarding of prisoners, committed to the jail of said counties, during the years of one thousand eight hundred and sixty-two, one thousand eight hundred and sixty-three, one thousand eight hundred and sixty-four, and one thousand eight hundred and sixty-five, the amount fixed by the courts, at the first regular term after the passage of this act.

Payment of boarding, for certain years, authorized.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 359.

**An Act**

To authorize the president and managers of the Harleysville and Souders Turnpike Road Company to borrow money, and for other purposes,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
borrow money.

Limitation.

Security.

Proviso.

Free travel,  
relative to.

That the president and managers of the Harleysville and Souders Turnpike Road Company shall have full power and authority to borrow any sum, or sums, of money, not exceeding six thousand dollars, which may be necessary to enable them to complete their road, pay and discharge the debts incurred in the construction thereof, and enjoy the full benefits of the privileges conferred upon them by the acts of assembly authorizing their incorporation, and that upon such terms and conditions as the said corporation may deem proper, and at any rate of interest, not exceeding six per centum per annum, with full power, also, to pledge and mortgage, as security for such loan, or loans, their said turnpike road, and all and any part of their property, real and personal, together with all their corporate rights, powers, privileges and franchises; and any sale, or sales, under any judicial process, to enforce any such pledge, or mortgage, shall pass to and vest in the vendee, or vendees, whatever property, rights, powers, privileges and franchises may have been pledged, or mortgaged, under any such pledge, or mortgage, as last aforesaid: *Provided*, That no bond, or evidence of such loan, shall be issued by the said company for a less amount than fifty dollars.

SECTION 2. That the free travel over said road shall be limited to persons going to and returning from funerals, persons going from one part of their farms to another part of the same, and military companies, on parade, in uniforms.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 360.

## An Act

Relating to auditing and publishing the accounts of the county of Luzerne.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the auditors of the county of Luzerne shall assemble, at the seat of justice thereof, on the first Monday of February, in each year, instead of the first Monday of January, as heretofore, and at such other times as they may find necessary for the performance of the duties required of them by law; and the annual statement of the receipts and expenditures of said county, for the preceding year, as audited by them, shall be published once a week, for four weeks successively, in the month of March, instead of the month of February, as heretofore.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 361.

## An Act

To authorize the burgess and town council of the borough of Cherry-tree, Indiana county, to levy and collect an additional tax, for the purpose of making and keeping in repair the roads and streets, in said borough.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Cherry-tree, Indiana county, be and they are hereby authorized to levy and collect a tax, in money, not exceeding three cents

on the dollar of the assessed valuation of property, in said borough, to be applied to the laying out, making and keeping in repair the roads and streets, in said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 362.

## An Act

Relative to the borough of Franklin, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proper officers of the borough of Franklin, in the county of Venango, be and are hereby authorized to levy and collect a tax, not exceeding twenty-five mills on the dollar, per annum, for borough purposes, (exclusive of school purposes,) which shall be levied on the last adjusted valuation for county purposes; and all the subjects, or objects, of taxation for county purposes, are hereby made taxable for borough purposes.

SECTION 2. That the fourth section of an act, entitled "An Act in relation to paving in the borough of Franklin, in the county of Venango," approved the sixteenth of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 363.

*An Act*

To enable the citizens of Springfield township, Bucks county, to levy and collect a tax for bounty purposes.

WHEREAS, The citizens of Springfield township, Bucks county, did appoint Edward T. Hess, David R. Hess and Jesse Gruver, citizens of said township, a committee to fill the quota thereof, under the call for volunteers, made by the President of the United States, on the nineteenth day of December, Anno Domini one thousand eight hundred and sixty-four :

Preamble.

And whereas, The said committee, in discharge of the said duty, have contracted an indebtedness, for the said township, of five thousand and ten dollars, or thereabouts, in excess of the amount authorized by law to be incurred for the purpose aforesaid ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Edward T. Hess, David R. Hess and Jesse Gruver be and they are hereby authorized and empowered, for the purpose of discharging the indebtedness that has been created, by them, for the township of Springfield, in the county of Bucks, to levy and assess, upon every citizen of the said township, a *per capita* tax, not exceeding twenty dollars, each, upon persons liable to military duty, at that time, and upon all able-bodied male taxable inhabitants, not liable to military duty, between the ages of twenty-one and forty-five years of age : *Provided*, That officers, non-commissioned officers and privates, who were in actual service, and been honorably discharged from the service of the United States, shall be exempted from the *per capita* tax ; and if the money, thus procured, be not sufficient to pay the debts, above named, together with the cost of collection, and the necessary expenses they have had, in the discharge of their duty aforesaid, they are further authorized and empowered to levy and assess a tax upon property in the said township, on the same basis as state and county taxes are now levied and assessed, to pay said indebtedness.

*Per capita* tax authorized.

Levy and assessment, relative to.

Proviso.

Exemptions.

Additional tax authorized.

SECTION 2. That the aforesaid commissioners are authorized to appoint competent and suitable persons to collect the said tax, who, being the lowest bidder, shall receive for his compensation a sum, not exceeding three per centum on the amount collected ; and the collector shall have the same power to enforce the collection of the said tax, as is now conferred upon collectors of the state and county taxes ; and the collectors shall be required to collect and pay the said tax, less the abatement and exemptions, within such time as the

Appointment of collectors, authorized.

Compensation.

Proviso. commissioners shall determine: *And be it further provided,* That the commissioners shall, within one year, file an account of the said taxes, by virtue this act, with the auditors of the said township, who shall audit and settle the same, as other accounts of the township are now settled; and should there be any money left, they shall pay it over in the school fund.

Vacancies. SECTION 3. That upon the death, or resignation, or removal out of the district, of any of the commissioners, the survivor, or survivors, shall fill the vacancy, or vacancies, thus caused, by appointment; and a majority of the said commissioners shall constitute a board, in the performance of the duty of this act: *Provided,* Any person, who has been in the military service of the United States, and been honorably discharged therefrom, shall not be liable for said tax.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 364.

## A Further Supplement

To an act to enable the commissioners of Clinton county to borrow money, and for other purposes, approved the twenty-second day of April, Anno Domini one thousand eight hundred and sixty-three, extending the provisions of said act for one year.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the time within which the conveyance of a suitable lot, or piece of ground, may be made to the commissioners of the county of Clinton, according to the provisions of, and for the purpose mentioned in, the first section of the act to which this is a supplement, be and the same is hereby extended for the period of one year from the date hereof; and upon such conveyance being so made, within said period, all the other provisions, powers and directions of the said act, to which this is

a supplement, shall be and remain in full force and virtue, and are hereby fully re-enacted.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 365.

## A Supplement

To an act, entitled "An Act to divide the borough of Mahanoy, in the county of Schuylkill, into two wards."

WHEREAS, By the provisions of an act of assembly, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-two, entitled "An Act to divide the borough of Mahanoy, in the county of Schuylkill, into two wards:"

And whereas, A mistake was made in naming the streets and wards, in said borough; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the name of Centre street, in said act, be changed to the name of Main street; and also, all that part of said borough lying east of said Main street, be known and designated as East ward, and all that part of said borough lying west of said Main street, be known and designated as the West ward.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 366.

## A Supplement

To an act of assembly, entitled "An Act to incorporate the Wyoming Insurance Company," approved the sixteenth day of May, Anno Domini one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a majority of the directors of the Wyoming Insurance Company are hereby authorized to increase the capital stock of the said company, to any sum not exceeding five hundred thousand dollars.

SECTION 2. That hereafter, at all elections to be holden for the election of directors and other officers, for said company, every stockholder shall be entitled to one vote, for each and every share of the capital stock he may own in said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domin one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 367.

## An Act

To allow the school directors of the township of Centre, in the county of Perry, to pay five per centum for collecting bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors, in the township of Centre, in the county of Perry, are hereby authorized and allowed to pay for the collection of the outstanding and uncollected bounty tax, now assessed, in said township, a sum not exceeding five per centum, for the collection, and paying over to



the proper officer of said township, said outstanding bounty tax.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 368.

## An Act

Authorizing the citizens of Richland township, Bucks county, to levy a tax to pay indebtedness incurred by paying bounties to volunteers.

WHEREAS, Sundry citizens of the township of Richland, in Preamble. the county of Bucks, have filled the quota of the said township, under the several calls of the President of the United States for men, to enter the military service of the United States, and have incurred an indebtedness of two thousand two hundred dollars, or thereabouts, over and above the amount appropriated by the county commissioners; which indebtedness was incurred upon the faith and credit of the said township, and is yet unpaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That John B. Messmer, Samuel F. Scheetz and Samuel S. Commissioners Stahr, of the said township, are hereby appointed commissioners for said township, and authorized, and it shall be their duty, for the purpose of defraying the said indebtedness, so incurred, and now outstanding, and interest, to assess and levy a tax on all property which is made taxable for state and county purposes, and to collect the same, in the manner hereinafter provided; that, in addition thereto, a tax, not exceeding five dollars, shall be assessed, levied and collected, from each male citizen who was liable to a draft, and who shall be an inhabitant of said township, at the time the said tax is assessed: *Provided*, That all persons who were heretofore drafted, under the act of Congress, and were mustered into the service, furnished a substitute, or paid their commutation money, shall be exempt from the payment of the said poll tax: *Provided further*, That the amount of said taxes shall not exceed the amount of the said indebtedness, and such addi- Special tax authorized. Proviso. Proviso.

tional amount as may arise from abatements, exonerations, costs and expenses, for assessing and collecting said tax, and disbursing the same.

How proceeds  
to be applied.

SECTION 2. That the said commissioners are hereby authorized to apply the proceeds of said taxes for the payment of the said indebtedness, and the payment of the costs and expenses, referred to in the first section of this act : *Provided*, That the balance, if any, remaining in the hands of the said commissioners, shall be paid, by them, to the board of school directors of said township.

Proviso.

Collector, ap-  
pointment and  
compensation  
of.

SECTION 3. That the said commissioners are hereby authorized to appoint a competent, and suitable, person to collect the said tax, who being the lowest bidder, shall receive, for his compensation, a sum not exceeding three per cent. on the amount collected, and who shall be required to give bond to the said commissioners, with sufficient security, to be approved by them, and deposited in their hands, and in such amount as the said commissioners shall determine : *Provided*, That the said collector shall have the same power to enforce the collection of the said tax as is now conferred, by law, on collectors of the state and county taxes of this commonwealth : *And provided also*, That the said collector shall be required to collect and pay over said tax, less the abatements and exonerations, within such time as the commissioners shall determine ; and the said commissioners shall, within one year from the passage of this act, file an account of their proceedings, by virtue of this act, with the auditors of said township, who shall audit and settle the same, in the same manner as the accounts of supervisors are audited.

To give bond.

Proviso.

Proviso.

Duties of town-  
ship auditors.

Vacancies.

SECTION 4. That upon the death, or resignation, of one, or more, of the said commissioners, the survivor, or survivors, shall fill the vacancy, or vacancies, thus caused, by appointment, and a majority of said commissioners shall constitute a board, for the performance of the duties of this act : *Provided*, Any person who has been in the military service of the United States, and honorably discharged therefrom, shall not be liable for said tax.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 369.

## An Act

Authorizing the citizens of Rockhill township, Bucks county, to levy a tax to pay indebtedness incurred by paying bounties to volunteers.

WHEREAS, Sundry citizens of the township of Rockhill, in the county of Bucks, have filled the quota of the said township, under the several calls of the President of the United States, for men to enter the military service of the United States, and have incurred an indebtedness of three thousand two hundred dollars, or thereabouts, in excess of the amount authorized by law; which indebtedness was incurred upon the faith and credit of said township, and is yet unpaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Murgesser and Adam Fluck, supervisors of said township, and their successors in office, be and they are hereby authorized and empowered, for the purpose of discharging the said indebtedness, so incurred, to assess and levy, upon every citizen of said township, who were liable to military duty, under the said several calls, a *per capita* tax, not exceeding ten dollars; that said supervisors are also hereby authorized and empowered, in addition to the aforesaid *per capita* tax, to assess and levy a tax on all property, which is made taxable for state and county purposes, and to collect the said taxes in the same manner as road taxes are now collected: *Provided*, That if after paying said indebtedness, and such additional amount as may arise from interest, abatements, exonerations, costs, and expenses for assessing and collecting said taxes, and disbursing the same, there shall remain in the hands of the supervisors of said township, any excess of money, the said excess shall, by them, be paid into the treasury of the township of Rockhill, to be appropriated to the use of the common schools of the said township: *Provided further*, That all persons who were heretofore drafted under the acts of Congress, and were mustered into the service, furnished a substitute, or paid their commutation money, shall be exempt from the payment of the said *per capita* tax: *Provided further*, That no soldier, who has been in the military service of the United States, and been honorably discharged therefrom, shall be liable for the payment of the said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 370.

## An Act

Authorizing additional taxes in the borough of Canton, Bradford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of Canton borough are hereby authorized and empowered to levy, annually, and collect, a tax, in addition to the borough tax, on property made taxable for state and county purposes, not exceeding five mills on the dollar of the valuation of said borough, in any one year, for the purpose of making and repairing the side-walks and crossings, in said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.

No. 371.

## An Act

To increase the compensation of jurors and witnesses of Wayne, Pike and Monroe counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the compensation of jurors and witnesses, in the several courts, and before arbitrators and auditors, in the counties of Wayne, Pike and Monroe, shall be one dollar and fifty cents per diem for jurors, and one dollar per diem for witnesses; and all laws hereto-



fore passed, regulating the compensation of jurors and witnesses, in said counties, are hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 372.

## An Act

Legalizing the assessment and collection of taxes, by the school directors of the township of Monroe, in the county of Snyder, for the payment of bounties to volunteers.

WHEREAS, The school directors of Monroe township, Snyder county, Pennsylvania, on the sixth day of October, Anno Domini one thousand eight hundred and sixty-four, levied and assessed a tax of two per centum, on the township valuation, for bounty purposes :

*And whereas*, The said school directors, on the sixth day of March, Anno Domini one thousand eight hundred and sixty-five, levied and assessed a tax of three and one-half mills on the said valuation, for the purposes aforesaid, and have collected all of said taxes, except about two hundred dollars :

*And whereas*, There may be doubts whether the said school directors had, or have, power, under existing laws, to levy and collect said taxes ; for the remedy thereof,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the said school directors, in levying, assessing and collecting the taxes aforesaid, be and the same is hereby legalized and made valid, as fully and effectually, to all intents and purposes, as if a law, authorizing the same, had existed at the time of the levying, assessment and collection of said taxes.

Taxes, assessment and collection of, legalized.

**SECTION 2.** That it shall be lawful for the school directors of the said township, and they are hereby authorized and empowered to collect the balance of said taxes, still remaining unpaid, in the manner provided, by law, for the collection of school taxes : *Provided*, That if there should be any sur-

Unpaid taxes may be collected.

Proviso.

## LAWS OF PENNSYLVANIA.

plus of said taxes, that the same is to be applied, by the said school directors, to school purposes, in said township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 373.

## An Act

Repealing the provisions of the act for the protection of sheep, and taxing of dogs, in the county of Blair, and extended to the county of Monroe, so far as the same relates to the townships of Tunkhannock, Tobyhanna, Polk, Paradise and Chestnut Hill, in said county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act, approved the twentieth day of May, one thousand eight hundred and fifty-seven, entitled "An Act for the protection of sheep, and taxing of dogs, in the county of Blair," and extended to the county of Monroe, by an act approved the fourteenth day of April, one thousand eight hundred and sixty-three, be and is hereby repealed, so far as the same relates to the townships of Tunkhannock, Tobyhanna, Polk, Paradise and Chestnut Hill, in said county of Monroe.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 374.

## An Act

To increase the compensation of the commissioners and auditors of the county of Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners and county auditors of the county of Juniata shall receive, from and after the first day of January, Anno Domini one thousand eight hundred and sixty-six, out of the funds in the treasury of said county, the sum of two dollars per day for each day actually and necessarily employed in discharging the duties of their respective offices; and that all laws inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 375.

## An Act

Authorizing notaries public in Bradford county to take depositions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That notaries public in and for Bradford county are hereby authorized and empowered to take the depositions of witnesses, in all cases where justices of the peace are empowered, by law, to take the same, and with like force and effect.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 376.

*An Act*

To establish a ferry over the Allegheny river at, or above, the Indian God Rock, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Establishment  
of ferry author-  
ized.

That Henry M. Hughes, W. E. Davis and James R. Hughes, their heirs and assigns, shall have the right and privilege, at their own expense, to make good, sufficient and convenient landings, and roads to said landings, on the east and west side of the Allegheny river, to connect with a road, now being constructed, to Indian God Rock, in Rockland township, and also to connect with a road leading from the Miller farm, in Sandy Creek township, to Franklin, in said county, and to use said river for a public ferry: *Provided*, That should any private property be injured, by making said landings, or roads, the said Henry M. Hughes and James R. Hughes shall pay all such damages, to be assessed in the same manner as damages for the opening of private roads are assessed; but the said Henry M. and James R. Hughes are to have the right to make said landings and roads immediately.

Proviso.

Damages.

Ferry and roads  
to be kept in  
good repair.

SECTION 2. That the said Henry M. and James R. Hughes, their heirs and assigns, shall keep the said landings, ferry and roads, in good order and repair, fit for the transportation and passage of travelers, teams, and carriages of all descriptions, and keep good and sufficient boats, and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, and so forth, across said river, with reasonable diligence and care.

Tolls.

SECTION 3. That the said Henry M. and James R. Hughes, their heirs and assigns, as a remuneration for keeping up, and in good repair, the said landings, ferry and roads, shall receive, for carrying persons, teams, carriages, and so forth, across said river, tolls, not exceeding the following rates: For each foot person, five cents; each person and horse, fifteen cents; for each one horse wagon, or carriage, twenty cents; for each two horses and wagon, or carriage, twenty-five cents; for each two horses and spring carriage, thirty cents; for each four horses and wagon, forty cents; and for each additional horse, five cents; for each yoke of oxen, twenty cents; for each head of horned, or neat, cattle, five cents; for each head of sheep, or swine, two cents; and for all things, not enumerated in this list, the amount received by other ferries, of like character, crossing said river; and to have the right to extend a rope, or wire, across the river, if they shall deem it necessary, or advisable, to facilitate crossing: *Provided*, That said

May extend  
rope, or wire,  
across river.



rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.

SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay to said Henry M. and James R. Hughes, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owner, or owners, of said ferry, to be recovered as debts of like amount are, by law, recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts. Injuries done to ferry, &c., relative to.

SECTION 5. That all persons, except the said Henry M. Hughes and James R. Hughes, their agents and assigns, are hereby prohibited from using said Allegheny river, for the purpose of a ferry, within a distance of one mile of said established ferry; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay to the said Henry M. and James R. Hughes, their heirs and assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above-mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered. Prohibition as to ferries, within one mile of that hereby authorized.

SECTION 6. That the said Henry M. Hughes and James R. Hughes, their heirs and assigns, at any time after a passenger bridge is completed across said river, within the bounds of one mile above, or below, said ferry, shall have power to abandon, or vacate, said ferry, and on so doing shall relinquish and lose all the rights secured and acquired by this act; otherwise this act shall be and remain in full force for the period of twenty years. May abandon ferry, in case passenger bridge be erected. Limitation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 377.

## An Act

To confirm the title to certain lands of the Susquehanna and Wyoming Valley Railroad and Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of the Susquehanna and Wyoming Valley Railroad and Coal Company, to the lands it now holds, or of any person, or persons, to whom said company may have conveyed any portion of their lands, shall not be impaired by reason of said lands being in more than two separate and distinct bodies: *Provided,* That nothing herein contained shall be construed to authorize said company to hold any greater quantity of land than it is now authorized to hold by law; that all acts, or parts of acts, inconsistent herewith, so far as they relate to said company, are hereby repealed.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 378.

## An Act

To authorize the Mammoth Vein Consolidated Coal Company to enforce the payment of instalments due on their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the Mammoth Vein Consolidated Coal Company shall be and they are hereby authorized to make all such assessments, on the shares of stock in said company, as

Directors authorized to assess capital stock to pay debts, &c.

may be required to pay the debts and liabilities of the said company and carry on its operations, and call for the payment of the same, in such instalments and at such times as they may elect: *Provided*, That such assessments shall not exceed, in amount, the difference between the sums actually paid on said shares, to the trustees appointed to receive the subscriptions, and the par value of the stock, as fixed by the articles of association: *And provided further*, That nothing herein contained shall release any stockholder from individual liability to creditors, under existing laws, until the instalments called for, as aforesaid, shall be fully paid.

Proviso.

Proviso.

SECTION 2. That if any stockholder of the said company shall neglect, or refuse, to pay, to the said company, the amount of any instalment called for, as aforesaid, for thirty days after the time fixed for the payment thereof, the directors may declare the stock, on which such instalment remains unpaid, forfeited to the use of the company, and may sell the same, subject to the payment of all instalments due thereon, and to future assessments under this act; and on payment made of the purchase money, and of all instalments due on the said stock, the directors may transfer and deliver a certificate, for the said stock, to the purchaser thereof: *Provided*, That the proceeds of all stock forfeited and sold, as aforesaid, under the provisions of this act, after deducting therefrom the expenses of such sale, shall be paid over to the person, or persons, who were the holders thereof, on the surrender of his, or their, certificate, or certificates, for the same: *Provided further*, That notice of all instalments called for, as aforesaid, and of the time fixed for the payment, and of the penalty for non-payment thereof, be given, by the directors, by advertisement, for at least ten days, in two daily newspapers published in the city of Philadelphia, and two daily newspapers published in the city of Boston.

Instalments, relative to payment of.

Forfeiture of stock, relative to.

Proviso.

Proviso.

SECTION 3. That no stockholder in the said company shall be entitled to vote, at any election, or general, or special, meeting of the said company, on whose share, or shares, of stock, any instalment, or arrearages, may be due and unpaid.

Delinquent stockholders not entitled to vote.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 379.

## An Act

To legalize the proceedings of the board of school directors of Cook township, Westmoreland county, in reference to filling the quotas of said township, under the call of the President for five hundred thousand volunteers, in August, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the proceedings of the board of school directors of Cook township, Westmoreland county, so far as the same relates to filling the quotas of said township, under the call of the President for five hundred thousand volunteers, in August, one thousand eight hundred and sixty-four, are hereby legalized and made valid, and they are hereby authorized to levy and collect a sufficient tax to pay any indebtedness incurred, by said board, for the aforesaid purpose: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 380.

## A Supplement

To an act to incorporate the Mill Creek Railroad Company, passed the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*



That the railroad company incorporated by the act, entitled "An Act to incorporate the Mill Creek Railroad Company," passed the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, shall have power to borrow money, from time to time, in such sums as the board of directors may think proper, and at such rates of interest, and on such other terms and conditions, as they may be able to contract, for the construction, procuring materials for, and equipment of, their road, and issue bonds therefor, and secure the payment thereof, by pledge, or mortgage, of their road, capital stock, equipments, property and franchises, or any part, or portion thereof, in such form as they may consider expedient.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 381.

## Supplement

To an act, entitled "An Act regarding the port of Philadelphia," approved May twentieth, one thousand eight hundred and sixty-four."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for preparing a map, or plan, of the river front, as provided for in the sixth section of the act to which this is a supplement, shall be and the same is hereby extended till the first day of June, eighteen hundred and sixty-seven. Time for preparing certain map: extended.

SECTION 2. That hereafter the penalty imposed by the provisions of the act of February seventh, eighteen hundred and eighteen, for extending a wharf into the tide-way of the river Delaware, or Schuylkill, without first obtaining a license, in writing, shall not exceed five hundred dollars, nor be less than one hundred dollars, with cost of suit, where the party, so Penalty for extending wharf into tide-way, relative to.

offending, shall not be the owner, or occupant, of the wharf so extended.

E. W. DAVIS, .

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 382.

## An Act

To prevent the maintenance, or location, of bone boiling establishments in the Twenty-fourth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any person, or persons, firms, companies, or corporations, to maintain, or to establish, any bone boiling establishment, or place for boiling dead animals, in that part of the city of Philadelphia, west of the river Schuylkill, and now known as the Twenty-fourth ward.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.

No. 383.

## An Act

To extend the time for the completion of the part of the Lehigh Valley railroad, commenced under the laws relating to the Penn Haven and White Haven Railroad Company, and to authorize the Lehigh Valley Railroad Company to increase their stock, and to issue bonds, and secure the same by mortgage, and to build branches and inclined planes, and adopt a terminus.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time, heretofore limited, for the completion of that portion of the railroad of the Lehigh Valley Railroad Company, which was begun under the laws relating to the Penn Haven and White Haven Railroad Company, is extended for the term of five years; and the said company may connect with the Pennsylvania and New York canal and railroad, as the terminus of the road; and the said company may also construct one, or more, inclined planes, and connect the same with their road, and any other railroad, and may make such reasonable charges, for the use thereof, as the board of directors may, from time to time, adopt; and the said company may further build branches from their own road, and from any road now leased, or worked, or which may hereafter be leased, or worked, by them: *Provided*, That no one of the branches shall exceed twelve miles in length; all damages for property, taken under this act, shall be assessed, as provided by the act regulating railroad companies, approved the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto

Time for completion extended.

Authorized to connect with certain canal and railroad.

May construct inclined planes, &c.

And build branches.

Provide.

SECTION 2. That the board of directors of the Lehigh Valley Railroad Company are hereby empowered, from time to time, to create, and issue, and dispose of, in such way and manner, and upon such terms, as to them may seem fit, as many additional shares of capital stock of the said company as they may think necessary, for paying the debts of the company, constructing and completing their railroad, and to construct branches, not exceeding twelve miles in length.

Authorized to create and issue additional stock

SECTION 3. That to provide for the payment of the bonds of the said company, now maturing, and for such other purposes as they may deem needful, the board of directors of the said company are hereby authorized, from time to time, to issue the bonds of the said company, payable at such time as they may appoint, to such amount as they may deem expedient, at a rate of interest, not exceeding seven per cent. per annum, and to dispose of the same at such price, and in such way and manner, as they may determine; and to secure the payment

May issue bonds, to provide for payment of those now maturing, &c.

Security.

of the principal and interest of the said bonds, by one, or more, mortgages of the whole, or any portion, of the railroad, branches, property, real and personal, and corporate rights and franchises, of every nature whatsoever, acquired, or to be acquired, of the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 384.

## A Supplement

To the act incorporating the North Lebanon Railroad Company, approved the second day of April, one thousand eight hundred and fifty.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the North Lebanon Railroad Company are hereby authorized to change the location of their said road, at, or near, the Cornwall ore banks, to a more convenient one, with a view to the more economical working of the mines, by the proprietors of the Cornwall ore banks: *Provided,* That the consent of the owners of the land, over which the new road is to be made, be first had and obtained.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 385.

## An Act

To incorporate the Oil City and Venango Mutual Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Gottshall, William Williams, J. J. Vandergrift, Commissioners. Charles Haines, William Phillips, Edward Evans, John A. Christy, James M. Shoemaker, Isaac Blakely, George Steffer, Thomas B. Portnes and John Marshall are hereby appointed commissioners, or any five of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be called and known by the name, style and title of the Oil City and Venango Mutual Insurance Title. Company, to be located in the borough of Oil City, Venango county, Pennsylvania; which said company, when application shall have been made, to said commissioners, for an insurance, to the amount of, at least, of one hundred thousand dollars, shall be organized and managed according to the pro- Subject to. visions of an act of assembly to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and to have all the legal powers and incidents of a body politic and Privileges. corporate, in law, and by that name to have perpetual succession, and to be able to sue and be sued, plead and be impleaded, in any court of record, or elsewhere.

SECTION 2. That this corporation is hereby limited and re- Limitation as to stricted to the risks designated in the first clause of the seventh risks. section of said act of the second of April, Anno Domini one thousand eight hundred and fifty-six, and to transact its business on the mutual principle exclusively.

SECTION 3. That all the corporate powers of the said com- Directors and pany shall be exercised and controlled by a board of directors, officers. and such officers and agents as they may appoint; and said board consists of twelve persons, all of whom must be members of said company, and they are to be elected annually, by the Annual elec- members of said corporation; that the first election of said tion, relative board, the time and place is to be fixed and agreed upon, by to. any five of the above named commissioners, as soon after ap- Duty of com- plication shall have been made, to said commissioners, for an missioners. insurance of one hundred thousand dollars, as possible; the notice of said election to be signed by not less than ten com- Notice. missioners, and to be published in one, or more, newspapers of Oil City, three times, and the last insertion to be at least five days before said election.

SECTION 4. That said directors are hereby authorized and empowered to make and adopt such such by-laws, rules and By-laws. regulations as are necessary for the protection and govern-

Proviso. ment, which is necessary to enforce and put in operation the privilege of this charter: *Provided always*, That no rule, or by-law, is inconsistent with the constitution of the United States, or the state of Pennsylvania.

Rates of insurance. SECTION 5. The directors are to determine the rates of insurance, the amount to be paid on the premium notes of the members of the company, and the sum to be insured.

Quorum. SECTION 6. That at a meeting of the directors seven shall constitute a quorum, with the same authority as if all twelve had met; and in case of a vacancy, caused by death, or otherwise, the remaining directors have authority to appoint a member of the company, to fill said vacancy, until the next annual election.

Vacancies.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 386.

## An Act

To extend to Penns creek the provisions of an act, entitled "An Act for the more effectual protection of the owners of logs and lumber on the Susquehanna river," approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions, or so much thereof as may be applicable, of the act, entitled "An Act for the more effectual protection of the owners of logs and lumber, on the Susquehanna river," approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-two, be and the same is hereby extended to Penns creek and its tributaries, in the counties of Snyder, Union and Centre.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 387.

## An Act

To incorporate Porter University of Tarentum, in the county of Allegheny.

WHEREAS, John M. Porter, Esquire, late of Allegheny Preamble.  
county, made his last will and testament, which has been duly admitted to probate, by the register of wills, and so forth, of and in said county, and therein demised and bequeathed to Joseph Horner, R. S. Porter M'Call, W. W. Roup, George K. Ormond, William V. Evans, Esquire, John A. Miller and John F. Humes, trustees, certain moneys, property and effects, for the purpose of erecting, in said county, in, or near, the borough of Tarentum, a university of learning and science, to be called Porter University :

And whereas, The objects of said bequest and demise are worthy of commendation and approval, and it is right and proper that the intention and purpose of said testator shall be sanctioned, and the moneys and property so set apart, by him, for the purpose aforesaid, shall be faithfully invested and secured to the institution contemplated, and a noble and lasting monument be erected thereby to his honored memory and the wisdom that characterized this act of liberality ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*  
That Joseph Horner, R. S. Porter M'Call, W. W. Roup Corporators.  
George K. Ormond, William V. Evans, Esquire, John A. Miller and John F. Humes, and their successors, be and the same are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of Porter University of Tarentum, and shall be able and capable, in law and in equity, to receive, take and hold, for the use of the said university, all moneys and other effects, lands, tenements, hereditaments and estate, real, or personal, whatsoever, now devised, in trust, to the persons named as corporators, and hereby first constituted a body politic and corporate, or purchased, in trust, by them; and said corporation shall have perpetual succession, shall be able to sue and be sued, to plead and be impleaded, and shall be able and capable, in law and in equity, to receive, take and hold, for the use of said university, moneys and other effects, lands, tenements, hereditaments and estate, real, or personal, whatsoever, and the same to invest, place at interest, or otherwise dispose of, grant, bargain, sell, transfer, assign, mortgage and convey, in such manner as the said corporation shall deem proper ; and shall have power to receive and to make all deeds, transfers, contracts, conveyances, covenants and assurances, whatsoever, and to make, have and use a common seal, under which Seal.  
Title.  
Privileges.  
May hold real and personal estate.



- all deeds, assurances, diplomas and acts of said university shall pass and be authenticated, and the same seal to change and renew, at pleasure, and to make and adopt a constitution, and by-laws, and regulations, and the same to amend, alter, or repeal, at pleasure; to choose, constitute and appoint a faculty of such persons, and of such number, and with such compensation as they may, from time to time, deem proper and requisite, and in conjunction with the advice thereof, or otherwise, to grant and confer such degrees in the liberal arts and sciences, or branches thereof, to such students, or graduates of the university, or other persons, as they may deem justly entitled to such honors, and such as are usually granted by universities and colleges, to persons of either sex, and to grant diplomas, or certificates, under their common seal, as may authenticate and perpetuate the memory of the degree, so conferred, and generally do every other thing, or act, necessary to carry into effect the provisions of this act, and to promote the object and design of said corporation: *Provided*, That the net annual income of said corporation shall not exceed the sum of fifteen thousand dollars, exclusive of the income from students: *Provided also*, That the trustees, or their successors, as aforesaid, shall have no power to put, or place, the said university under the patronage, control, direction, or in possession, or management, as the property, or for the use, in whole, or in part, of any religious denomination, or denominations, church, or churches, sect, or sects, as such, nor shall ever, in any way, be constituted, construed, or deemed, to be a denominational, or sectarian, institution, or be, at any time, or in any way, transferred, aliened, made the property, in fee, or otherwise, in whole, or in part, of any church, or churches, or religious denomination, or denominations, sect, or sects, as such, or be, in any way, whatever, placed in subjection, or subordination, thereto, as such.
- SECTION 2.** The objects and design of said corporation shall be the erection of a suitable building, or buildings, as they may determine therefor, and the establishment of a university, within the limits of the county of Allegheny, in, or near, the borough of Tarentum, in which are to be taught the various branches, elementary and advanced, of science, literature, modern and ancient languages, and all the various branches of education, to the extent, and in the manner, and to the persons that may, from time to time, be determined on by the said corporation, and as the same may be set forth in their constitution, by-laws and regulations as aforesaid: *Provided*, That the objects, articles and conditions of this act, and the constitution, by-laws and regulations, hereafter adopted for the government of said institution, shall be in accordance with the constitution of the United States and of this commonwealth, in accordance with the provisions hereof, and not injurious to the community.
- SECTION 3.** That the executors of said will of John M. Porter, Esquire, be and they are hereby directed to pay over, from time to time, all moneys in their hands, devised for the uses and purposes of said university, to the said trustees and
- Faculty, appointment and compensation of, relative to.
- Authorized to grant degrees and diplomas.
- Proviso.
- Proviso.
- May erect suitable buildings, &c.
- Branches to be taught.
- Proviso.
- Executors of John M. Porter directed to pay over certain moneys to trustees, &c.



their successors, and their receipts given in the form, by them directed, shall be good and sufficient vouchers for said executors, in the settlement of their accounts.

SECTION 4. That no misnomer, or misdirection, of said corporation, shall vitiate, or defeat, any intended gift, grant, conveyance, devise, or bequest thereto, heretofore, or hereafter, made, nor any act, or deed, intended to be done, or made thereby. Misnomer not to defeat gift, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 388.

## A Supplement

To an act authorizing the Governor to commission auctioneers for the borough of Muncy, Lycoming county, and for the borough of Lewisburg, Union county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter it shall not be lawful for any person, or persons, within the limits of said boroughs of Muncy and Lewisburg, other than the regularly licensed auctioneers, to expose to sale and sell, at auction, or out-cry, to the highest bidder, any goods, wares, or merchandize, not manufactured, or produced, by him, or them, within the limits of said boroughs of Muncy and Lewisburg: *Provided*, That this act shall not be so construed as to prohibit sales of sheriffs, coroners, constables, executors, or administrators, trustees, or assignees, or other persons who are, by law, required to sell by auction. Sales at auction, in said boroughs, prohibited, unless by licensed auctioneers.

**SECTION 2.** That each and every person, offending against the provisions of this act, and the act to which this is a supplement, shall, for every such offence, forfeit and pay the sum of fifty dollars, to be recovered before any justice of the peace, in an action of debt; one-half to the party who shall bring suit, and one-half to the use of the common school fund of the proper borough; and no person shall be disqualified from testifying by reason of any interest he may have, as a citizen of such borough: *Provided*, That before any warrant of arrest, Penalty for violation of provisions hereof. Proviso.

or *capias*, shall issue, to hold the party to bail, the plaintiff, or his agent, or attorney, shall file an affidavit, setting forth the cause of action.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 389.

## An Act

To repeal an act to prevent the gathering of cranberries, in Tunkhannock township, Monroe county, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to prevent the gathering, or picking, of cranberries, in Tunkhannock township, in Monroe county," approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 390.

*An Act*

To extend the time of payment of enrolment tax on an act, entitled "A further supplement to an act incorporating the Bingham Mining and Lumbering Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time for the payment of the enrolment tax on an act, entitled "A further supplement to the act incorporating the Bingham Mining and Lumbering Company, approved February twenty-sixth, Anno Domini one thousand eight hundred and fifty-five," be and the same is hereby extended for the period of sixty days from the passage of this act. Time for payment of enrolment tax extended.

*SECTION 2.* So much of any law as authorizes the construction of a railroad, by said company, shall be and the same is hereby repealed. Repeal.

*SECTION 3.* The entire bonus provided for by the first section of the act, entitled "A further supplement to the act incorporating the Bingham Mining and Lumber Company, approved twenty-sixth February, one thousand eight hundred and fifty-five," shall be paid within ten days after the passage of this act. Bonus.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 391.

*An Act*

To incorporate the Triunfo Silver Mining and Commercial Company of Lower California.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.	That L. Montgomery Bond, George S. Reppolier, J. Fisher Leaming, Joshua Lippincott, Benjamin Orne, and their associates, be and they are hereby created a body politic, by the name,
Title.	style and title of the Triumfo Silver Mining and Commercial Company of Lower California, and by such name and title
Powers and privileges.	shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of exercising all of the privileges and franchises incident to a corporation, and of granting and receiving, in its corporate name,
May hold real and personal estate.	property, real, personal and mixed, and of holding and improving lands in Lower California, and to obtain therefrom any and all minerals, and other valuable substances, whether
Mining privileges.	by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect
Authorized to erect buildings, &c.	houses, and such other buildings and works, as may, in the opinion of the managers of the corporation, appertain to said business and to sell and dispose of the same, or any part thereof, either in fee simple, or for any less estate, or interest, therein, at pleasure, or to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper, with power to the said company to conduct commercial, mining and milling business, generally, in and upon the property of said company, or in the district and peninsula wherein the same is situated, and with power and authority to said corporation, at the discretion of their directors, to establish an office, for the transfer of the stock of said company, at San Francisco, in the state of California, and the same at pleasure to discontinue.
By-laws.	SECTION 2 That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure : <i>Provided</i> ,
Proviso.	That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act ; and to adopt
Seal.	a common seal, and the same to alter at pleasure ; and to issue
Certificates.	certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may,
Proviso.	from time to time, by their by-laws, prescribe : <i>Provided</i> , That
Limitation as to capital stock.	the capital stock of said company shall not exceed two millions of dollars ; which said shares of stock shall be assignable and transferable, in such a way, and subject to such conditions, as the said company may, from time to time, by their by-laws, prescribe ; and the said shares of stock shall be, for all legal purposes, deemed and treated as personal estate ; and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.
Directors.	SECTION 3. That the corporators, named in this act, shall elect nine persons, to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.
Quorum.	
Location of principal office.	SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, or transacted, and to have



their principal office in the city of Philadelphia, in the state of Pennsylvania, in the United States; at which place it shall be lawful to hold all meetings for the transaction of the business of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 392.

## An Act

Supplementary to an act to change the venue of certain suits from Dauphin to Lancaster county, approved the tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the several provisions of the act, entitled "An Act to change the venue of certain suits from Dauphin to Lancaster county," approved the tenth day of August, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby extended and construed, so as to embrace and apply to every other suit, or action, instituted, or to be instituted, between the same parties, concerning the same subject matter.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 393.

## An Act

To establish a ferry over the West Branch of the Susquehanna river, at the mouth of Larry's Creek, Lycoming county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Ferry, establishment of, authorized.  
Powers and privileges.

That H. J. Perkins and N. B. Coder, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings, on each side of the West Branch of the Susquehanna river, at any point on said river, at, or near, the mouth of Larry's creek, in Lycoming county, and on the opposite side of the river, in Nippenose township, and to use the said river, between the said landings, as a public ferry; also the right and privilege of erecting posts on any land, or lands, contiguous thereto, and to extend therefrom, and across the said West Branch of the Susquehanna river, a chain, wire, or rope, in order to facilitate the crossing of said stream; and also the right and privilege of making all necessary roads, to connect their landings with the public roads: *Provided*, That the said H. J. Perkins and N. B. Coder, their heirs and assigns, shall pay to the owner, or owners of the land, or lands, on which the said landings, or improvements, hereby authorized shall be made, all damages which shall accrue to the said owner, or owners, in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now by law assessed; but the said H. J. Perkins and N. B. Coder, their heirs and assigns, shall have the right to make said improvements immediately: *Provided*, That said rope, or wire, shall be elevated, or arranged, so as not to obstruct, or retard, the navigation of said river.

Proviso.

Damages.

Proviso.

Tolls.

**SECTION 2.** That the rates of toll charged on said ferry shall not exceed, for every foot passenger, ten cents; for every sulkey, chair, or chaise, with one horse and two wheels, twenty cents; with two horses, thirty cents; for every buggy, coach, wagon, or other vehicle, with four wheels and one horse, twenty-five cents; with two horses, forty cents; with four horses, sixty cents; for every sleigh, or sled, twelve cents for each horse drawing the same.

Penalty for injury done to property belonging to ferry.

**SECTION 3.** That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or any other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall each of them forfeit and pay to the said H. J. Perkins and N. B. Coder, their heirs and assigns, the sum of fifty dollars, in addition to all damages sustained by the owner, or owners, of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of

execution, or relief from any law of this commonwealth, exempting property from levy and sale for debts.

SECTION 4. That all persons, except the said N. B. Coder and H. J. Perkins, their agents and assigns, are hereby prohibited from using the said West Branch of the Susquehanna river, for the purpose of a ferry, from the line of land included in the charter of the Jersey Shore bridge company, to a point one mile east from the mouth of Larry's creek; and any person, or persons, violating the provisions of this section of this act, shall forfeit and pay, to the said H. J. Perkins and N. B. Coder, their heirs or assigns, the sum of fifty cents, for every traveler, team, head of cattle, horse, or carriage, ferried over the said river, within the above mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered; and the said H. J. Perkins and N. B. Coder, their heirs and assigns, shall provide good and substantial boats and flats, and a careful ferryman, or ferrymen, who shall constantly, as occasion may require, attend for the purpose of transporting travelers and other persons, stock, cattle and teams across said river, and on the failure thereof, unless prevented by some unavoidable occurrence, they shall forfeit and pay a fine of ten dollars, besides the actual damage done to any person, who shall suffer detention therefrom, and shall sue for the same, within one month thereafter, before any justice of the county of Lycoming aforesaid, or before any court of competent jurisdiction therein.

Prohibition as to establishment of ferries, within certain limits.

Violation, how punished.

Management of ferry, relative to.

Fine, in case of mismanagement, or neglect

SECTION 5. All laws establishing ferries at, or near, the mouth of Larry's creek, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 394.

## An Act

To incorporate the Repository Association of Chambersburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

## \* Corporators.

That A. K. M'Clure, H. S. Stoner, J. W. Deal, F. S. Stumbaugh, D. O. Gehr, J. C. Austin, and their successors, are hereby constituted a body politic, under the name and style of the Repository Association, with a capital of sixty thousand dollars, to be divided into shares of fifty dollars, or one hundred dollars, each, as the directors shall determine, and with authority to have and use a common seal, the same to change at pleasure; and by the style and title aforesaid shall be capable, in law, to sue and be sued; and the said association may make all needful rules, regulations and by-laws, for the management of the business of the corporation; the affairs of the association shall be managed by a board of five directors, one of whom shall be chosen president and another secretary and treasurer, and said officers shall be elected annually, at meetings of the stockholders, called for the purpose; and at such elections each share of stock shall entitle the holder thereof to one vote.

Name.

Capital.

Shares.

Seal.

Privileges.

By-laws.

Directors.

Officers.

Elections.

Votes.

Business.

SECTION 2. The business of said association shall be confined to printing and publishing, in all its branches, and the management of the real estate, now held by said association, consisting of one lot of ground, in Chambersburg, and the building thereon; and the said association shall have power to issue bonds, for the completion of improvements, at a rate of interest, not exceeding seven per cent. per annum, not exceeding the sum of thirty thousand dollars, and secure the same by mortgage on the real and personal property and franchises of the corporation: *Provided*, That said bonds shall not be issued for a less sum than one hundred dollars, and shall be redeemable within twenty years.

May issue bonds

Limitation.

Security.

Proviso.

Certificates of  
stock, relative  
to.

Dividends.

Bonds.

Individual lia-  
bility.

Acceptance of  
charter, rela-  
tive to.

SECTION 3 No certificate of stock shall be issued, by said association, until the full amount of the par value of the same shall be paid, in cash; and the directors shall declare dividends, annually, or semi-annually, as the profits of the corporation shall warrant; a bonus of one-fourth of one per cent. on the capital stock shall be paid into the treasury of the state, by the corporation, in four equal annual payments; and the stockholders shall be individually liable for all debts due mechanics, workmen and laborers employed by said corporation.

SECTION 4. Upon the acceptance of this charter, at a meeting of the stockholders, called for the purpose, by a vote of two-thirds the stock of the existing Repository Association, as chartered by the court of common pleas of Franklin county, it shall become the charter of said association; and all contracts and transactions, made by the existing association, shall become the contracts and transactions of the association under this charter.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 395.

## A Further Supplement

To an act to incorporate the Tremont Coal Company, approved March twenty-ninth, Anno Domini one thousand eight hundred and sixty-four, authorizing said company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Tremont Coal Company shall have the same authority to borrow money, for the prosecution of its legitimate business, as companies have by the provisions of a supplement, approved March twenty-seventh, one thousand eight hundred and sixty-five, to an act to enable joint tenants, tenants in common, and adjoining owners of mineral land, to manage and develop the same, approved April twenty-first, Anno Domini one thousand eight hundred and sixty-four, that are incorporated under said act, and the supplements thereto: *Provided*, It shall be lawful for said company to sell its bonds for the best price that can be got for the same. *May borrow money. Subject to. Proviso.*

SECTION 2. That it shall be lawful for said Tremont Coal Company to have its principal office either in the city of Philadelphia, or New York. *Principal office.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-six.

No. 396.

## A Supplement

To an act incorporating the borough of Kittanning, approved Anno Domini one thousand eight hundred and twenty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Offices of bur-  
gess and over-  
seer of poor, to  
be separate.

Overseers of  
poor, relative  
to election of.

Organization.

Expenses, &c.,  
to be estimated,  
and tax assess-  
ed therefor.

Collection of  
tax, relative to.

Accounts, how  
to be kept and  
audited.

Maintenance of  
the poor, rela-  
tive to.

Mayor, relative  
to.

Powers.

Term of office.

Powers of jus-  
tices of the  
peace.

Night police-  
men.

Fees and fines,  
relative to.

That from and after the passage of this act the office of bur-  
gess and overseer of the poor shall be separated, and no per-  
son shall be qualified to fill both at the same time.

SECTION 2. There shall be elected, at the next borough  
election, three persons as overseers of the poor, who shall,  
within ten days after said election, choose, by lot, one of their  
number to serve for one year, one to serve for two years, and  
one to serve for three years; and thereafter there shall, at  
each election, be one person elected as overseer, to serve for  
three years.

SECTION 3. The said overseers of the poor shall, as soon as  
may be after said election, organize as a board, and from the  
best data they can procure, estimate the probable expenses  
of keeping the poor, for the ensuing year, and the same annu-  
ally thereafter, when they shall assess a tax on all property,  
in said borough, taxable for state, or county, purposes, for  
the purpose of defraying said expenses, and shall make out a  
duplicate, for the collection of the same, the warrant in which  
shall be signed by the president, and attested by the secretary  
of the board; which tax shall be payable in cash only; they  
shall appoint one of their own number, or any other person,  
collector, who shall have the same powers as the collectors of  
state and county taxes.

SECTION 4. Said board of overseers shall cause to be procured  
such suitable books, for keeping all their accounts, minutes,  
proceedings, and for orders and receipts, as they may deem  
necessary, to be included in, and paid out of, said tax; and  
their books and accounts shall be audited by the borough  
auditors.

SECTION 5. The said board of overseers of the poor shall, as  
soon as organized, take charge of all the poor then on the  
borough of Kittanning, and all that may afterwards be put on  
said borough, and keep, maintain, clothe, feed, furnish medi-  
cal attendance, and take care of the same as similar officers  
are now required to do in the townships.

SECTION 6. The name of the chief executive officer of said  
borough shall be designated the mayor, and he shall be a judi-  
cial and peace officer, and clothed with the same powers, as  
to summary conviction, fine and imprisonment, and commit-  
ment for breach of borough ordinances, or the laws of this  
commonwealth, as the mayor of the city of Pittsburg, and  
shall be elected for two years.

SECTION 7. The justices of the peace of said borough are  
hereby clothed with the same powers, as to summary convic-  
tion, fine and imprisonment, or violation of borough ordinances,  
and the laws of the commonwealth, as the aldermen of the city  
of Pittsburg.

SECTION 8. The town council shall have power to appoint  
two, or more, day and night policemen, as they deem neces-  
sary, and regulate the pay of the same.

SECTION 9. The town council shall have power, by ordi-  
nance, duly published, to regulate the fees of the mayor, jus-  
tices, policemen and borough officers, and the amount of the  
fine to be imposed and the disposition of the same.

SECTION 10. The high constable shall have the power to serve summons, execute warrants, and all other process, the same as the other constables, and receive the same fees therefor. Power of high-constables.

SECTION 11. The place of commitment, for a breach of the peace, or borough ordinances, or for failure to pay fines and costs, imposed for the same, shall be the county jail, and the period not more than thirty days. Place of commitment.

SECTION 12. The town council shall have power, by ordinance duly published, to fix such a license on wagons, carts, carriages, buggies and other vehicles, traversing the streets of said borough, as they shall deem right and proper, and to impose penalty for the non-payment of the same. Licenses. Penalty.

SECTION 13. The town council shall have power to pass such ordinances, in regard to the municipal regulation of the said borough, and to the sanitary condition of the said borough, and in relation to the financial affairs and revenue of said borough, as they shall deem just and proper, and will tend to promote the general welfare of the same, financially, or promote the health and comfort of the inhabitants. Ordinances for the regulation of the borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Do nini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 397.

## A Further Supplement

To an act to incorporate the city of Philadelphia, approved February second, one thousand eight hundred and fifty-four, relative to street cleaning.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the select and common council of the city of Philadelphia, without previous estimates, or advertisements for proposals, to authorize the mayor of said city to make and execute a contract, or contracts, with such party, or parties, and on such terms and conditions as they may designate, for cleansing, and keeping clean, the said city, for any period, not exceeding five years; and that the

select and common councils shall have full power and authority to adopt all necessary measures in relation thereto.

SECTION 2. All acts, and parts of acts, of assembly, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 398.

## An Act

To improve the navigation of the Delaware river for the running of lumber.

Preamble.

WHEREAS, The natural and artificial obstructions, in the Delaware river, above tide water, are such as to render the running of lumber, in rafts, to Philadelphia and other points, extremely hazardous, causing, every year, the destruction of large quantities of the same, and thereby greatly increasing its cost in market :

*And whereas*, Said river is the only outlet, and rafting the only mode of transportation, from what is known as the Upper Delaware portion of the state, which is an extensive lumber region, and consequently the main source of supply of lumber to all points on the lower portion of said river; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Appropriation.

That the sum of ten thousand dollars be appropriated, out of the treasury of the commonwealth, for the express and only purpose of removing the natural obstructions, and improving the channel of the Delaware river, above tide water, for the running of lumber.

Commissioners.

SECTION 2. That J. T. Barnes, of Wayne county, John Shouse, of Pike county, John Fisher, of Bucks county, be and are hereby appointed commissioners, with power to remove any, or all, of the natural obstructions, in the channel of said river, or otherwise improve the same, at such points as they, or a majority of them, may deem best, in order to carry out the true intent and meaning of this act ; and that

Obstructions to be removed, and channel of river improved, &c.



they shall have authority to employ some competent person, or persons, to do the work, on the best terms they can, either by day, or otherwise; and that they, their agents, or employees, shall have the right of free ingress and egress to such points, on said river, as they, or a majority of them, may decide: *Provided*, They do no injury to private property: *And provided further*, That they shall not receive more than three dollars per day, for personal service, while attending to their duties. Proviso.  
Compensation.

SECTION 3. That as soon as said commissioners shall have expended the sum of one thousand dollars for the object herein specified, they, or a majority of them, shall be entitled to receive, from the treasurer of the commonwealth, whose duty it shall be to pay the amount, thus expended, upon their presenting to the governor, a statement, in writing, verified by oath, or affirmation, that work, to the amount of one thousand dollars, has been done, according to agreement, and for the purpose indicated in this act; and that the balance of the appropriation, made by this act, shall be paid to said commissioners, or a majority of them, in one thousand dollar payments, on the same conditions and terms as the first, until the whole is paid: *Provided*, The whole appropriation shall be expended, for the purpose indicated, within two years from the passage of this act. Appropriation,  
how to be drawn  
and expended.  
  
Statement and  
affidavit.  
  
Proviso.  
Limitation.

SECTION 4. That in case a vacancy should occur in the board of commissioners, created by this act, by death, or otherwise, the governor is hereby authorized and empowered to fill such vacancy by appointment. Vacancies, how  
filled.

SECTION 5. That after the sum of five thousand shall have been paid out of the treasury of the state, for the purpose indicated in this act, no further appropriations shall be made until persons interested in the running of lumber down the Delaware river, and living in the state of New York, shall pay, or cause to be paid, the commissioners named in this act, the sum of one thousand dollars, to be expended, by them, in the improvement of the Lackawaxen branch of the river Delaware, for which the appropriation, in the first section of this act, is made; and a statement, by them, under oath, or affirmation, to the governor, that the money has been received and expended, by them, as required, shall be conclusive evidence of the same. After five thousand dollars  
have been paid,  
further appropriations  
shall not be made,  
until certain  
persons pay one  
thousand dollars,  
&c.  
  
Statement, under  
oath, required.

SECTION 6. That the governor is requested, immediately after the approval of this act, to transmit a certified copy of the same to the governor of New Jersey, with a request that he will lay the same before the legislature of that state, and ask a like appropriation. Certified copy  
of this act to be  
sent to governor  
of New Jersey.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to improve the navigation of the Delaware river, for the running of lumber," was presented to the governor, on the fifteenth day of

March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, April 4, 1866.

No. 399.

An Act

To authorize the Church of Saint James to remove the remains of persons buried in certain lots of ground, in the borough of Bedford, and to sell said lots.

Preamble.

WHEREAS, The proprietaries of the province of Pennsylvania, in laying out the town, now borough, of Bedford, reserved two lots of ground in said borough, numbered, in the general plan thereof, one hundred and thirty and one hundred and thirty-one, for the use of the Protestant Episcopal church:

And whereas, A congregation of said church has been organized in said borough, and incorporated, by the name, style and title of the rectors, church wardens and vestrymen of the Church of Saint James:

And whereas, The remains of many persons, whose names are now unknown, and all traces of whose graves have been entirely obliterated, lie buried in said lots of ground, and it is desired that the same should be removed to the Bedford cemetery:

And whereas, The said congregation is desirous to erect a house, for public worship, upon a site more suitable than is afforded by said lots, if they can obtain authority to sell and dispose of the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the said rector, church wardens and vestrymen of the Church of Saint James, be and they are hereby authorized and empowered to purchase a lot, or lots, of ground, in the cemetery belonging to the Bedford Cemetery Association, and to cause to be removed, thereto, the remains of persons, lying buried in the lots of ground, in the borough of Bedford, belonging to

May purchase  
lots in Bedford  
cemetery, &c.

the Episcopal church, as far as the same can be found and discovered; and to cause to be placed upon the grave, in which said remains may be interred, a memorial, with such inscription as the said rector may deem suitable and proper.

SECTION 2. That the said rector, church wardens and vestry-men of the Church of Saint James, be and they are hereby authorized and empowered to sell and dispose of the said lots of ground, in the borough of Bedford, belonging to the Episcopal church, by public, or private, sale, as they may deem most advisable and expedient; and to make, execute, and deliver to the purchaser, or purchasers, thereof, a deed, or deeds, for the same, in fee simple; and to apply the proceeds of said lots, after paying the expense of removing said remains, in full, or part, payment of a lot, or lots, of ground in, or near, said borough, which they are hereby authorized to purchase, for the purpose of erecting thereon a house of public worship, and a rectory, for the use of the said congregation.

May sell certain lots, &c.

Proceeds, how to be applied.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, No. 39, entitled "An Act to authorize the Church of Saint James to remove the remains of persons, buried in certain lots of ground in the borough of Bedford, and to sell said lots," was presented to the governor, on the fourteenth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, April 4, 1866.

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No. 400.

## A Supplement

To the act incorporating the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain wards authorized to elect additional councilmen.

Term of office.

An additional alderman may be elected in the second ward.

That at the next spring election, in the city of Harrisburg, the qualified electors of the Fifth and Sixth wards shall elect one qualified citizen, of each of said wards, in addition to the number now authorized, by law, to fill the office of member of the common council of said city, who shall hold their offices for the term of three years; and every third year hereafter one person shall be elected, as aforesaid, at the spring election, in each of said wards.

SECTION 2. That the citizens of the Second ward shall, at the next election, elect one additional alderman for the said ward, for the term of five years from the date of his commission; and every fifth year thereafter one person shall be so elected.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, number five hundred and ninety-one, (591,) entitled "A supplement to the act incorporating the city of Harrisburg," was presented to the governor, on the fifteenth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, April 4, 1866.

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No. 401.

## An Act

To extend the time of payment of the enrolment tax on an act to incorporate the Philadelphia Drug Exchange, approved April fifth, one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the payment of the enrolment tax on an act, entitled "An Act to incorporate the Philadelphia Drug Ex-



change," be and the same is hereby extended six months from the passage of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 402.

## An Act

Relating to road damages in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, all damages for public roads, in the county of Dauphin, awarded to the owners of land through which public roads may hereafter be opened, shall be paid by such ward, borough, or township, through which such road is opened: *Provided*, That this act shall not apply to damages for the opening of any streets, or public highways, heretofore laid out by competent authority.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

We do certify, that the bill, entitled "An Act relating to road damages in the county of Dauphin," was presented to the governor, on the twentieth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, April 4, 1866.

No. 403.

## An Act

Authorizing a settlement between the townships of Pittston and Lackawanna, in the county of Luzerne.

## Preamble.

WHEREAS, By the act of assembly, approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one, a portion of the township of Pittston was attached to the township of Lackawanna :

*And whereas,* The said township of Pittston, as well as the school district of said township, were, at the time of the passage of said act, considerably indebted, and no provision was made, in said act, requiring the portion of said township, so attached, or the taxable inhabitants thereof, to pay their just proportion of such indebtedness ; therefore,

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Court to appoint a suitable person to ascertain indebtedness, &c.

That it shall be the duty of the court of quarter sessions of Luzerne county, on the passage of this act, to appoint some suitable and competent person to ascertain the amount of the indebtedness of said township, and, also, of said school district, whether of judgments, or any other indebtedness, for which said township and school district were liable, on the eighth day of April, Anno Domini one thousand eight hundred and sixty-one, taking, as the basis of his action, the assessment of said Pittston township, for the year one thousand eight hundred and sixty ; and it shall be his duty to ascertain the amount of township and school tax every person, firm, corporation, or estate, in the district so attached to Lackawanna, should pay, amounting to the full quota of such indebtedness of the district so attached, at the time of the passage of said act.

Report to be made.

*SECTION 2.* The person, so appointed, shall make report thereon, with convenient dispatch, and shall have power to examine the books and records of the townships and school districts of Pittston and Lackawanna townships, to call before him persons, and generally have the powers of an auditor, appointed by the court, as in other cases ; and his compensation shall be fixed by the said court, and paid, in equal proportions, by said two townships.

Compensation.

Report to be subject to appeal.

*SECTION 3.* The report of such auditor shall be subject to appeal ; and the amount found due, if any, from any person, firm, corporation, or estate, within the district so attached to Lackawanna township, shall be sued for, and recovered by Pittston township, or the school district of said township, as the case may be, as debts of like amount are, by law, recoverable, before any court, or magistrate, having jurisdiction : *Provided however,* That said auditor shall give due notice to the

Collection, how enforced.

Proviso.

parties interested, of the time and place of meeting, to attend Notice. to the duties of his appointment: *And provided further*, That no such suit shall be commenced until ten days after Proviso. demand made by the supervisors, or school directors, of Pittston township, or by some person, by them authorized, to make such demand.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

We do certify, that the bill, entitled "An Act authorizing a settlement between the townships of Pittston and Lackawanna, in the county of Luzerne," was presented to the governor, on the twentieth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

**ADIN W. BENEDICT,**

Clerk of the House of Representatives.

**GEO. W. HAMERSLY,**

Clerk of the Senate.

HARRISBURG, April 4, 1866.

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No. 404.

## An Act

Entitled "A further supplement to an act to incorporate the Quaker Run Improvement Company, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four," changing the name of the Wigel Run Improvement Company to that of the Enterprise Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the name of the Wigel Run Improvement Company be and is hereby changed to the Enterprise Coal Company.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 405.

*An Act*

To authorize the construction of a bridge over Oil creek, at, or near, the old Furnace dam, on the Hasson farm, in the county of Venango.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Construction of  
bridge, author-  
ized.

That William Philips, Fid Bishop, J. Weyand, William M. Williams, John Vanusdell, G. W. Bishop, James H. M'Gee, Philo M. Clark, R. Colbert, D. M'Lain, C. Merrick, W. Davis, J. D. Baldwin and A. J. Cristie, their heirs and assigns, be and are hereby authorized to construct, maintain, and keep up, a bridge across Oil creek, at, or near, the old Furnace dam, on the Hasson farm, and to erect gates, and demand and receive tolls, for crossing said bridge, not exceeding the following rates: For each person and horse, five cents; for each one horse and cart, or wagon, ten cents; for each one horse and carriage, twelve cents; for each two horses and wagon, or carriage, fifteen cents; for each additional horse, five cents; for each horse with, or without, a rider, five cents; for each yoke of oxen, ten cents; for each head of horned cattle, three cents; for each head of sheep, or swine, one cent; and for all others, not enumerated in this list, the amount received by bridges, of like character, crossing said creek; and in no case shall the driver, or owner, of any horses, or cattle, be permitted to lead, or drive, more than twenty head on the said bridge at the same time

Tolls.

Prohibition as  
to fast driving,  
&c.

*SECTION 2.* That if any person, or persons, shall wilfully ride, drive, or lead, any horse, or other animal, faster than a walk, when crossing said bridge, he, she, or they, so offending, shall, for every such offence, forfeit and pay the sum of five dollars, to be collected, for the use of the said William Philips, Fid Bishop, J. Weyand, William M. Williams, James H. M'Gee and ——— Clark, as fines of like amount are by law recoverable.

Penalty.

General laws,  
extended to.

*SECTION 3.* That all general laws of this commonwealth, for the protection of bridges, are hereby made applicable to the aforesaid bridge; and all remedies given to bridge companies, by general laws, against violation of the same, and injuring bridges, and evading the payment of tolls, are hereby given to the said William Phillips, Fid Bishop, J. Weyand, William M. Williams, James H. M'Gee and ——— Clark.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 406.

## An Act

To incorporate the German Mutual Insurance Company of Zelienople.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Frederick Zekner, Adam Endres, C. Sebert, George Endres, Jacob Householder, Gilbert Goehring, Freeborn Summer, Albert Seidel, George Meeter, and all other persons who may hereafter associate with them, in the manner hereinafter prescribed, shall be a body politic and corporate, by the name, style and title of the German Mutual Insurance Company of Zelienople, and by that name shall have perpetual succession,

with power and authority to make contracts of insurance with any person, or persons, who may be, or shall become, members thereof, against any loss, or damage, by fire, according to the terms and conditions hereafter prescribed, and to make by-laws, not inconsistent with this act, nor inconsistent with the constitution of Pennsylvania. Corporators.  
Power to make insurances.  
By-laws.

SECTION 2. That the said company shall not insure property for a longer period than six years at any one time; before any property shall be insured, it shall be examined by a member, or members, of the company, to be appointed, annually, for that purpose, as the by-laws may direct. Board of insurance, relative to.

SECTION 3. That the corporation, hereby created, shall limit its operations to the townships of Cranberry, Jackson, Forward, Lancaster, Connoquenessing, and the borough of Zelienople, of Butler county, and to the townships of Franklin, Marion and New Sewickly, of Beaver county. Operations limited to certain townships, &c.

SECTION 4. That all the corporate powers of the said company shall be exercised by a board of nine directors, and such other officers and agents as they may appoint; the persons named in the first section of this act shall constitute the board of directors, until the first Monday in January, Anno Domini one thousand eight hundred and sixty-seven; on which day, and on the same day of each year thereafter, the members of this company shall elect a board of directors, at such place, and in such manner, as shall be prescribed in the by-laws. Directors.  
Officers and agents.  
Elections.

SECTION 5. That the board of directors, for the time being, shall choose one of their number to act as president; they shall also, annually, appoint a secretary, a treasurer and one, or more, surveyors; they shall fix the respective salaries and fees of the officers, and may fill vacancies, which may happen by death, removal, or otherwise. President, secretary, treasurer and surveyors, relative to.

SECTION 6. That in case of loss, by fire, the directors shall have power to levy and assess the amount of said loss, upon the persons insured in this company, *pro rata*, according to the amount, or value, of property insured by each, respec- Assessments, relative to.

tively, and to recover the same as debts of like amount are now, by law, recoverable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 407.

## An Act

To incorporate the Revenue Extension Silver Mining Company.

Incorporation.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That George P. Fisher, Titus S. Emery, Edward B. Harper, William H. Browne, Thomas Dunlap, Stephen N. Winslow and Lewis A. Bigazie, and their associates and successors, be
Name. Privileges.	and they are hereby created a body politic, by the name, style and title of the Revenue Extension Silver Mining Company, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded, in all courts of record and elsewhere, and be capable of receiving and granting, in its corporate name, property, real, personal and mixed, and of holding, and improving and working mines and mineral lands, in the states of California and Nevada, and exploring, locating, and leasing, and disposing of privileges to work, such lands and mines, or any part thereof, and to separate metal from ores, and do such other acts and things as may belong to the mining business, as to the said corporation may seem proper: <i>Provided</i> , That the company shall not be
Operations, where to be conducted.	authorized to hold any land in Pennsylvania.
Proviso.	SECTION 2. That the said company shall have power to make such by-laws as they may deem suitable, to enable them to carry out the object of the corporation, and the government of the same, and the same to alter, amend, add to and repeal at their pleasure; and to adopt a common seal, and to alter the same: <i>Provided</i> , That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania, and of the United States.
By-laws.	SECTION 3. That the capital stock of the company shall be organized at fifty thousand shares, par value of ten dollars, with the privilege of increasing the capital to one hundred
Seal.	
Proviso.	
Capital stock.	

thousand shares, with the par value of ten dollars per share; and its general business management shall be under the direction of a board of not less than five, nor more than nine, of its stockholders, to be elected, annually, by the stockholders, at such time, and in such manner, as the by-laws shall provide; but they shall hold office until their successors shall be elected.

SECTION 4. That the company may carry on its business, and establish necessary offices, under the direction of its board of officers, in such places as they may deem expedient, but its principal office shall be fixed by its by-laws, and may be in Philadelphia.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 408.

## An Act

To incorporate the Crescent Library Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Crescent Library Company of Philadelphia is hereby enacted into a body politic and corporate, in deed and in law, by the name, style and title of the Crescent Library Company of Philadelphia, and by the same, shall have perpetual succession, be capable of suing and being sued, to have a common seal, and the same to alter, or renew, at pleasure, and shall be able and capable, in law and in equity, to take and hold, for the use of said company, any real estate, goods, chattels and sum, or sums, of money, by gift, grant, bargain, sale, will, devise, or bequest, or otherwise, from any person, or persons, whomsoever, capable of making the same, and the same to grant, bargain, sell, and a good conveyance make for the use of said library, and generally to do all and singular the matters and things which may be lawful and necessary for them to do, for the well being and due management of the affairs thereof.

Directors, election of.

Location of offices.

Incorporation.

Name.

Seal.

Powers and privileges.

Of whom corporations shall consist.

Directors and treasurer, how chosen.

President and secretary.

Vacancies.

By-laws.

Proviso.

Present directors and treasurer, relative to.

SECTION 2. That this corporation shall consist of all such persons as are now members, or shall be hereafter admitted as such, agreeably to the by-laws of said company.

SECTION 3. The affairs of said library company shall be conducted by four directors and a treasurer, who shall be chosen annually, at a general meeting of the members of the company, on the second Wednesday of June, in each and every year, and continue in office for one year, or until their successors, after election, may organize and take office.

SECTION 4. That the directors, thus chosen, shall, next in order, proceed to elect a president and secretary from their own body, and in case of death, resignation, or any other event, causing a vacancy in the office of treasurer, or director, they shall have power to fill such vacancy.

SECTION 5. That the company shall have full power, at any general meeting of the members, to make such by-laws as may be deemed necessary for the better regulation of the company: *Provided*, Such by-laws are not repugnant to, nor inconsistent with, the constitution and laws of this state, or of the United States.

SECTION 6. That the directors and treasurer, at present in office, shall be and remain so, until the second Wednesday in June next, and until their successors are duly organized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 409.

## An Act

To incorporate the Tionesta Valley Railroad Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Horace Cullum, Erastus Barnes, A. H. Barnes, Theodore Chase, W. D. Brown, O. C. Allen, James Tarr, James E. M'Farland, J. C. C. Brooks, Fred. A. Howe, Edward Ellis, Clinton Rondebush, James S. Myers, J. H. Smith, William Gates, George S. Selden and H. B. Cullum, or a majority of them, be and they are hereby appointed commissioners to



open books, receive subscriptions, and organize a company, by the name, style and title of the Tionesta Valley Railroad Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine.

SECTION 2. That the capital stock of said company shall consist of one thousand shares, of fifty dollars each: *Provided*, That said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as, in their opinion, may be necessary to complete the said road, and to carry out the true intent and meaning of this act.

SECTION 3. That said company shall have the right to build and construct a railroad, beginning at, or near, the Sheffield station, on the Philadelphia and Erie railroad, borough of Tionesta, in the county of Venango, and thence by way of the valley of the Tionesta creek, as far as practicable, to the borough of Tionesta, in the county of Venango; and shall complete the same within five years from the passage of this act, with power to connect with the Philadelphia and Erie Railroad Company: *Provided*, That the gauge of said road shall not exceed four feet, eight and a half inches.

SECTION 4. That the president and directors of the said company shall have power to borrow money, from time to time, in such sums as they may think proper, and at such rates of interest as they may be able, to contract for the construction of said road, and the procuring of the rolling stock therefor, and pledge the said road, stock, or any part thereof, for the payment thereof.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 410.

## An Act

To incorporate the Exeter Bridge Company of Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That Henry Thompson, Daniel Reed, William E. Schlemm, Washington S. Kissinger, Reuben B. Seidle, Isaac Moore, Gottlieb Moyer, John Kupp, Simon Seyfert, J. P. Althouse, Amos W. Potteiger, Martin Dankle and George W. Bruckman, be and they are hereby created commissioners, to organize a bridge company, under the name and style of the Exeter Bridge Company of Berks county, with a capital of ten thousand dollars, divided into shares of fifty dollars each, with power to increase the same, so far as may be necessary, for the purpose of constructing a bridge across the Schuylkill river, at, or near, the station of Exeter, on the banks of said Schuylkill river, in Exeter township, in said county; said company to be organized, managed and governed, as is provided by an act regulating bridge companies, passed the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, with all the privileges and immunities, and subject to all the restrictions, contained in said act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 411.

## An Act

To incorporate the Osceola Bridge and Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John Lawshe, William J. Long, George M. Brisbin, L. G. Lingle, Alfred Shaw, D. R. Good, and T. F. Boalick, of Clearfield county, or any three of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, under the name, style and title of the Osceola Bridge and Plank Road Company; for the purpose of building a bridge and plank road, as follows: beginning at the foot of Coal street, in the borough of Osceola, in Clearfield county, by trestle to, and bridge over, Moshannon; thence by plank road to the Osceola passenger station, on the Tyrone and Clearfield railroad, in Centre county.

Commissioners.

Name.

Purpose.

SECTION 2. That the capital stock of said company shall be two thousand dollars, to be divided into shares of twenty dollars each, with power to increase the said capital stock, and number of shares, to an amount sufficient for the completion of said work; and that no other bridge be allowed on said stream, within one-half mile on either side of said bridge. Capital stock.  
Prohibition.

SECTION 3. That said company shall be organized under and subject to all the provisions and restrictions of the act regulating bridge and plank road companies, as approved April twelfth, Anno Domini one thousand eight hundred and fifty-five. Subject to general law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 412.

## An Act

To view, vacate and supply so much of the Ebensburg and Butler turnpike, as runs through the lands of William Lytle, adjoining the borough of Elderton, Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Ralston, William Lytle and John Steele, of the county of Armstrong, be and they are hereby appointed commissioners, with full power to view, vacate and supply so much of the Ebensburg and Butler turnpike, as runs through the lands of William Lytle, in Armstrong county, adjoining the borough line of Elderton. Commissioners.  
Power to vacate and supply, &c.

SECTION 2. That it shall be the duty of said commissioners, or a majority of them, as soon as practicable, after having taken and subscribed an oath, or affirmation, before a justice of the peace, to perform all the duties enjoined upon them by this act, with fidelity and impartiality, to carefully view the ground, lay out, and mark the route for the road aforesaid, in such a manner as to enable the supervisors readily to find the same; and for the purpose of fulfilling the duties of this act, the said commissioners, or a majority of them, are hereby enjoined to employ John Steele, of Armstrong county, as surveyor, with Commissioners to be sworn.  
To view, lay out and mark route of road.  
To employ surveyor.

Compensation. an additional allowance per diem of three dollars, two chain carriers, with a per diem allowance of two dollars each; and the said commissioners, respectively, shall receive a per diem allowance of two dollars and fifty cents, for each day necessarily employed in performing their duties; which account shall be settled and paid by the commissioners of Armstrong county: *Provided*, That the grade of said road shall not exceed five degrees.

Proviso.

Draft of location to be deposited with secretary of commonwealth, and copy thereof with clerk of the court, &c.

SECTION 3. That it shall be the duty of the said surveyor to make a fair and accurate draft of the approved location of said road, noting therein the courses and distances, with reference to the improvements; one copy of which shall be deposited in the office of the secretary of the commonwealth, on or before the first day of December next, and one copy in the office of the clerk of the courts of quarter sessions of the county of Armstrong, on or before said day; and from thenceforth the said road shall be, to all intents and purposes, a public highway, and shall be opened the usual width of said road.

Duty of supervisors.

SECTION 4. That it shall be the duty of the supervisors of the township, through which said road may pass, to immediately open said road so marked, approved and laid out as aforesaid, and keep the same in repair as all other roads are now opened and required.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 413.

## A Supplement

To an act to incorporate the Ashmun Institute, approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and fifty-four, changing the name of said institute, enlarging the board of trustees, increasing their right to hold property, and authorizing the conferring of degrees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name, style and title of the Ashmun Institute shall be changed to that of the Lincoln University.

Name changed.



SECTION 2. That the presbytery of New Castle shall, at their next meeting, elect a board of trustees, consisting of twenty-one members, five of whom shall constitute a quorum; which board, at the meeting they shall organize, shall arrange themselves in three classes, of seven each, by lot, of which classes the first shall serve one year, the second shall serve two years, and the third shall serve three years; when vacancies occur, and ever afterwards, they shall be filled by persons elected by said presbytery, who shall choose seven trustees, annually, to serve for three years, as well as fill all vacancies, made by death, resignation, or otherwise: *Provided*, That if the said presbytery shall, at any time, fail to elect successors to those whose term of office has expired, the members of the said board, continuing in office, shall elect proper persons to succeed those whose term of office has expired.

Trustees, election and organization of, relative to.

Terms of office.

Vacancies.

Proviso.

SECTION 3. That the said corporation, or their successors, by the name, style and title aforesaid, shall be able and capable, in law and equity, to take and hold, for themselves and their successors, for the use and objects of said corporation, lands, tenements, goods and chattels, of whatever kind, nature and quality, real, personal and mixed, which now is, or shall hereafter become, the property of said corporation, by gift, grant, bargain, sale, conveyance, demise, bequest, or otherwise, from any person, or persons, whatsoever, capable of making the same, and the same to grant, bargain, sell, or otherwise dispose of, for the use of said university: *Provided*, That the yearly value, or income, of said estate shall not, at any time, exceed thirty thousand dollars.

May hold real and personal estate, and sell and dispose of the same, &c.

Proviso.

SECTION 4. That the trustees of said university shall have full power to confer all such literary degrees, and academic honors and titles, as are usually conferred by university corporations.

Authorized to confer degrees.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 414.

## A Supplement

To an act to incorporate the Apprentices Library Company of Philadelphia, passed the second day of April, one thousand eight hundred and twenty-one.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Apprentices Library Company of Philadelphia to fix the quorum of their board of managers, and at their pleasure, from time to time, to change the same: *Provided,* That the said quorum shall, at no time, be less than five members of the board of managers.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 415.

## An Act

To incorporate the Sand Cut Turnpike Road Company, in the county of Wayne.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Commissioners.** That C. G. Wolf, William Wallace, Lewis Semons, Charles Angel, George Webb, E. M. Price and W. D. Brown, their successors, or assigns, be and they are hereby appointed commissioners to open books, receive subscriptions, and organize

**Title.** a company, by the name, style and title of the Sand Cut Turnpike Road Company, with power to construct a turnpike, or

**Route.** macadamized, road, from Sand Cut, in Sterling township, Wayne county, to a point on the North and South turnpike,

near the residence of Charles Angel, in said township, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto, excepting as hereinafter provided. Subject to.

SECTION 2. That the capital stock of said company shall consist of five hundred shares, of twenty dollars each : *Provided*, That said company may, from time to time, by a vote of the stockholders, called for that purpose, increase their capital stock to so much as, in their opinion, may be deemed necessary to complete said road, and carry out the true intent and meaning of this act. Capital stock.  
Capital stock may be increased, when necessary.

SECTION 3. That said company shall commence the construction of said road within two years from the passage of this act, and complete the same within five years; and whenever they shall have finished two miles, or more, or the whole, of said road, they shall have authority to erect gates, and collect tolls, not to exceed the following rates, viz : For every one horse wagon, or sulky, two cents per mile; for every two horse wagon, or ox team, unloaded, three cents per mile, and if loaded, five cents per mile; for every one horse sleigh, one cent per mile; for every two horse sleigh, or ox team, unloaded, one and a half cents per mile, and if loaded, two and a half cents per mile; and for each additional horse, or ox, one-half the above rates; for every horse and rider, or led horse, one cent per mile; for every score of sheep, or swine, five cents per mile; and for every score of cattle, or horses, ten cents per mile. Commence-  
ment and com-  
pletion of road,  
relative to.  
Authorized to  
erect gates and  
collect tolls.  
Rates.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 416.

## An Act

To incorporate the Lansdale Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Commissioners.** That John S. Jenkins, Jr., John Shupe, Jacob Beaver, Bolivar Peale, George Clemmens, John Kindig, Garrett Shoemaker, Henry B. Hockman and Henry Derstine, all of the county of Montgomery, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Lansdale Turnpike Road Company, with all the powers, and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto.

**Style.**  
**Subject to.**

**Authorized to locate and construct turnpike road.**  
**Route.**

**SECTION 2.** That the said company shall have power to locate and construct a turnpike road from Franconia Square, in the township of Franconia, by way of Franconiaville and Lansdale, to a point on the Springhouse and Bethlehem turnpike road, at, or near, the intersection of the Welsh road with the same, on the line dividing the township of Gwynedd from the township of Horsham, in the county of Montgomery.

**May be located on public highway, if necessary.**

**SECTION 3.** That the said company shall have power to locate the said turnpike road on any public highway, wherever it may be found necessary and convenient, by the said company, to do so.

**Capital stock.**

**SECTION 4.** That the capital stock of said company shall consist of eight hundred shares, of fifty dollars per share.

**Tolls.**

**SECTION 5.** That the said company shall have power to put up a gate, or gates, and to levy and collect tolls from persons using said road, at the rates prescribed in the act regulating turnpike and plank road companies, so soon as they shall have completed two miles of said road.

**Restrictions.**

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 417.

## An Act

Organizing a company to construct a turnpike road, from a point near Pittsburg to Library post office.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That Isaac King, William Smith, Jacob Hays, Joseph Miller, Commissioners. James Higbee, Jesse M'Cully and Watson Prevost, of Allegheny county, and Marion Findley, John Boyer and Richard Patterson, of Washington county, or any five of them, be and they are hereby appointed commissioners to open books and receive subscriptions, and organize a company, by the style and title of the Pittsburgh and Findleysville Turnpike Road Company, with power to construct a turnpike road, from a point near Pittsburgh, by way of William Smith's saw-mill and James Higbee's farm, to Library post office, all in Allegheny county, with privilege of extending the same to Findleysville, in Washington county, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto.

Title.

Power to construct turnpike road.

Subject to.

SECTION 2. That the capital stock of said company shall consist of twelve hundred shares, of twenty-five dollars each: *Provided*, That said company may have privilege, from time to time, by a majority of stockholders voting at a public meeting called for that purpose, to increase the capital stock so much as may be necessary, in their opinion, to carry out the true intent and meaning of this act.

Capital stock.

Proviso.

SECTION 3. The stockholders are hereby authorized to elect a board of managers, for the direction of the affairs of said company, who shall have power to make any by-laws, for the government of the same, not inconsistent with the constitution and laws of this commonwealth.

Board of managers.

By-laws.

SECTION 4. That said company are authorized and empowered to use any part of any county road, which they may deem necessary to locate their road on.

May use other roads in making location.

SECTION 5. If said company shall not commence the construction of said road within two years after the passage of this act, and complete it in five years thereafter, this act to be null and void, except so far as may be necessary to wind up and settle the affairs of said company.

Commencement and completion.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 418.

*An Act*

Relating to the manner of collecting bounty taxes, in the county of Susquehanna.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bounty taxes levied, or to be levied, in the county of Susquehanna, under the provisions of any act of assembly of this commonwealth, may be collected, either as county, borough, or township taxes are by law collectable, according to the warrant of the corporate authorities, levying the same, to the collector thereof; and the collection of any taxes heretofore, in accordance with any warrant issued by any of said authorities, is legalized: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 419.

*An Act*

To incorporate the Homœopathic Medical and Surgical Hospital and Dispensary of Pittsburg.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Wilson M'Candless, William Frew, James B. Murray, James Caldwell, A. M. Wallingford, Annie Murray, Mary E. Moorhead, Letitia Holmes, M. A. Moorhead, William Met-

Corporators.

calf, J. H. Hillerman, J. M. Knap, J. H. Nobbs, W. A. Gildenfenney, O. Metcalf, William Crawford, junior, E. Miles, E. Dithridge, A. M'Farland, F. S. Blair, R. W. Burke, W. M. Faber, George H. Burke, William F. Shannon, H. W. Oliver, junior, George Bingham, J. G. Backofen, Mary Cote, E. R. Burke, Mary Caldwell, Sarah L. Woods, E. C. Donaldson, Jennie Blair, Susan Miles, James Colvin, and other contributors to the foundation and endowment of a public hospital and dispensary, in the city of Pittsburg, for the reception and care of the sick and injured, in which the medical and surgical treatment shall be in accordance with the principles and practice of homœopathy, their associates and successors, be and they are hereby made and constituted a body politic and corporate, in law and in fact, under the name, style and title of the Homœopathic Medical and Surgical Hospital and Dispensary of Pittsburg, and shall have and enjoy all the rights, powers, privileges and franchises incident, by law, to a corporation, for the purpose of establishing, maintaining and managing a hospital and dispensary, for the reception, care, and medical and surgical treatment of the sick and injured.

Authorized to found and endow a public hospital and dispensary.

Title.

Powers and privileges.

SECTION 2. That the control, government, management, domestic economy and finance of said institution, and of the business and concerns of the hospital and dispensary, shall be vested in a board of twenty-four trustees, seven of whom shall constitute a quorum for the transaction of business, who shall be elected, at the first annual election under this act, on the second Monday of April next, one-third of whom shall be for one year, one-third for two years and one-third for three years; and at their first meeting thereafter, the said trustees shall elect, from their own number, a president, a first vice president, a second vice president, a secretary, a treasurer and a librarian; and at all subsequent annual elections, eight trustees shall be elected, by the contributors, to serve for the three succeeding years, and no trustee shall be ineligible to re-election; and if an election shall not be held at the time herein specified, the corporation shall not, for that cause, be dissolved, but an election shall be held as soon afterward as may be deemed expedient, such notice being given as may be required by the rules and by-laws of the institution; and until such election, the officers and trustees in place shall continue to act and conduct the business and affairs of the institution; the trustees shall have power to fill any vacancies, occasioned by death, resignation, removal from the state, or repeated omission to attend meetings, or perform duties assigned them; no one but a contributor shall be nominated as a trustee.

Board of trustees.

Quorum.

Election, relative to.

President and other officers, relative to election of.

Failure to elect not to dissolve, &c.

Vacancies.

SECTION 3. That any contributor who has already, or shall hereafter subscribe the sum of one thousand dollars as a single benefaction, or who has already subscribed a less sum, and shall increase the same to one thousand dollars, or who shall hereafter subscribe a less sum, and subsequently increase the same to one thousand dollars, shall, on payment of the same into the treasury, be constituted a trustee for life, and shall have the right to nominate, and send in, one patient to the hospital, and ten patients to receive treatment at the dispensary: *Provided*, The persons, so nominated, shall fall with-

Trustees for life, relative to.

May nominate and send in patients.

Proviso.



in the conditions, and comply with the rules that may be established for the government of the institution; and the same privileges and rights shall be conferred on any person who shall subscribe and secure the payment of one hundred dollars per annum for life, or for the period of twelve years.

Seal.

SECTION 4. That the said corporation shall have power and authority to adopt a common seal, and to alter the same at pleasure; and under the aforesaid name, style and title of the

Powers and privileges.

May hold real estate, &c.

Homœopathic Medical and Surgical Hospital and Dispensary of Pittsburg, may sue and be sued, plead and be impleaded, in all courts of record and elsewhere, may purchase, receive, take donations of, (by will, or otherwise,) hold, or enjoy, real, personal, or mixed estate, of any kind whatsoever, and may sell, convey, lease and incumber the same, for the use, objects and benefit of the said institution; they shall also, by the board of trustees, have power to contract for, and to erect and repair, all necessary buildings, and to make all the accommodations, arrangements and conveniences requisite for the reception and care of patients, to make and declare a code of

By-laws.

by-laws for the government of the board of trustees, of the patients, matron, steward, nurses, and of the officers and persons appointed and employed in and about the hospital and dispensary: *Provided*, That the said by-laws and ordinances shall not be inconsistent with the constitution of the United States, or this state.

Proviso.

Trustees not to receive compensation.

SECTION 5. That no member of the board of trustees shall receive any pay, or compensation, whatever, for attendance, or discharge of his official duties, as a trustee; and all persons contributing one hundred dollars, or more, shall be members of this corporation, and entitled to vote for members of the board of trustees, or at any general meeting of the contributors, and shall be eligible, to be elected to the management of its concerns.

Votes to be by ballot.

Election to be certified.

SECTION 6. That at all the elections for trustees, the votes shall be by ballot, and each member of the corporation shall be entitled to one vote only; and the person, or persons, voted for, having the highest number of votes, shall be declared elected; and a written return of each election shall be certified, and given to the board of trustees, and entered on their minutes.

Discrimination as to race, color, &c., in admitting patients, prohibited.

Visitors.

Patients may employ physicians.

SECTION 7. That in deciding upon the admission of patients there shall be no discrimination, as to race, color, or religious denomination; and clergymen shall always have access to patients of their own religious persuasion, subject to the general by-laws of the institution, in reference to the admission of visitors; and any private paying patient, at his option, shall have the privilege of employing, at his own expense, any regular physician, of any other school of medicine, who shall be subject to the rules and by-laws of the institution.

Property to be exempt from taxation, &c.

SECTION 8. That the estate and property of the said hospital and dispensary shall be exempt from taxation, so long as the same shall be used, conducted and appropriated, as a public institution, for the purposes hereinbefore named; nor shall the ground, or grounds, of the site of said hospital and dispensary, be subject, or liable, to have any public road, street,



alley, or lane, laid out, or opened, through it, as long as the same shall be used and employed for the purposes aforesaid.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 420.

## A Further Supplement

To an act, passed March twenty-ninth, one thousand eight hundred and three, to establish a board of wardens for the port of Philadelphia, and for other purposes.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, in lieu of the compensation, now allowed to pilots, for conducting ships, or vessels, from the city of Philadelphia to the capes of the Delaware, the rates of pilotage shall be, for every half foot, which any outward bound vessel shall draw, the sum of one dollar and fifty cents; and they shall also receive, over and above the said sum for conducting ships, or vessels, from the city of Philadelphia, between the first day of November and the first day of April, inclusive, in any year, the additional sum of ten dollars; and shall also receive three dollars per day, whenever detained by any master, owner, or consignee, or by the ice; and the last proviso to the supplement to an act, passed March twenty-ninth, one thousand eight hundred and three, to establish a board of wardens to the port of Philadelphia, and for other purposes, approved the sixth day of May, one thousand eight hundred and sixty-four, be and the same is hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 421.

*An Act*

To change the name of the Mountain Well Oil Company, and to reduce the capital stock in said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the name, style and title of the Mountain Well Oil Company, whose property is located in Venango county, Pennsylvania, and chartered under the acts of the general assembly, approved the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-three, and its several supplements, be and the same are hereby changed to the name, style and title of the Mountain Oil Company; and that said company shall have power to reduce their capital stock to three hundred thousand dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 422.

*An Act*

To incorporate the Odd Fellows Hall Association of Mount Airy, Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Hill, William Shermer, Lemuel Zell, John H. Guyer, Ashton S. Tourison, Samuel E. Graver, Charles Hesser, Samuel B. Guyer, Charles N. Berger, and such other persons as shall be associated with them, be and they are hereby created a body politic and corporate, in deed and law, by the name,

Corporators.

style and title of the Odd Fellows Hall Association of Mount Title.  
 Airy, of Philadelphia, with a capital not exceeding fifty thou-  
 sand dollars; which capital shall be divided into shares, of ten Capital.  
 dollars each.

SECTION 2. That the object of this association shall be to Object.  
 purchase, or build and erect, provide and furnish, a hall, or  
 suitable building, or buildings, in the city of Philadelphia, for  
 the accommodation of the various lodges of Odd Fellows, and  
 for such other purposes as may be determined by said asso-  
 ciation.

SECTION 3. That the stockholders shall be members of the Stockholders to  
 order of Odd Fellows, and others. be members of  
 order, &c.

SECTION 4. That the association shall have, by its corporate General powers  
 name, style and title, perpetual succession, and shall be able and privileges.  
 to sue and be sued, plead and be impleaded, defend and be  
 defended, in all courts of law, or equity, within this common-  
 wealth, or elsewhere, and also to take and hold, either by  
 gift, grant, bargain and sale, will, or bequest, any goods and  
 chattels, sum, or sums, of money, from any person, or persons,  
 for the use of the said corporation, and also to sell and con-  
 vey, and to mortgage, all, or any part, of the real estate held  
 by the said association; and the said association shall have  
 authority to hold and use a common seal, and to change, alter, Seal.  
 or amend the same at pleasure, and to make by-laws, and By-laws.  
 alter and amend the same.

SECTION 5. That the officers of this association shall be a Officers.  
 president, secretary, treasurer, and a definite number of direc-  
 tors, to be regulated by the by-laws, who, together, form the Directors.  
 board of managers; the duties of the officers, their election,  
 and term of office, shall be prescribed by the by-laws.

SECTION 6. That all elections in this association shall be by Elections.  
 ballot, and every shareholder shall be entitled to one vote for  
 each share of stock.

SECTION 7. That the annual income of this association shall Annual income  
 not exceed the sum of ten thousand dollars. limited.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thou-  
 sand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 423.

*An Act*

To extend the provisions of the act of the second of April, Anno Domini one thousand eight hundred and sixty, entitled "A further supplement to an act to regulate the sale of intoxicating liquors," to the county of Armstrong.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "A further supplement to an act to regulate the sale of intoxicating liquors," approved the second day of April, Anno Domini one thousand eight hundred and sixty, be and the same are hereby extended to the county of Armstrong.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 424.

*An Act*

Supplementary to the act incorporating the borough of Easton.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Penalty of bond  
of borough  
treasurer in-  
creased.

That the penalty of the bond of the treasurer of the borough of Easton, as provided for in the act, entitled "An Act supplementary to the act incorporating the borough of Easton," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby increased to the sum of twenty-five thousand dollars.

Assessment and  
collection of  
taxes, relative  
to.

**SECTION 2.** That the town council of the borough of Easton be and they are hereby authorized, annually, to assess, levy, collect and expend any amount of taxes they may deem ne-



cessary for the benefit and improvement of said borough, to any amount not exceeding one cent on the dollar of the last adjusted valuation for any one year: *Provided*, That this section to continue in force for the period of three years from the date of enactment. Proviso.

SECTION 3. All laws, or parts of laws, inconsistent with this act, are hereby repealed. Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 425.

## An Act

In relation to building a new jail, in Luzerne county, supplemental to the act of twenty-seventh of March, one thousand eight hundred and sixty-five, for that and other purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Luzerne county be and are hereby authorized to build a county jail, for said county, on the lot occupied by the present jail; but if the said commissioners shall decide the said lot to be an improper place for the location of said jail, they are hereby authorized, in conjunction with the president judge of said county, to purchase a suitable lot, in said borough, and erect a jail thereon.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 426.

## An Act

To compel the return of tax duplicates and warrants for the collection of taxes, in Montgomery county, into the office of county commissioners of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That within thirty days after the expiration of two years from the date of the warrant issued by the county commissioners of Montgomery county, to any collector of taxes, in said county, the said collector shall return the same, together with his duplicate, into the office of the said commissioners; and every collector of taxes, who shall fail so to return his said warrant and duplicate, shall be deemed guilty of a misdemeanor in office; and all warrants and duplicates, now in the hands of any collector of taxes, in said county, which were issued more than two years ago, shall be returned into the office of the said county commissioners, within thirty days after such collector shall have received notice, to this effect, from the said county commissioners.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 427.

## An Act

To repeal an act to alter the road laws, in the township of Franklin, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That an act, entitled "An Act to alter the road laws, in the township of Franklin, in the county of Susquehanna," approved the fourteenth day of February, one thousand eight hundred and sixty-three, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 428.

## An Act

Relating to bounty tax, in Frankford township, in the county of Cumberland.

WHEREAS, By an act of assembly of this commonwealth, approved the seventh day of February, Anno Domini one thousand eight hundred and sixty-five, it is enacted that the assessors of the said township of Frankford, in the county of Cumberland, are hereby authorized and required to perform the same duties as, under the existing bounty laws of this commonwealth, the school directors, supervisors, or election officers, are authorized to perform :

*And whereas,* The term of office of the assessors of the said township of Frankford, in the county of Cumberland, has, since the date of said act of assembly, expired, and the tax, levied in one thousand eight hundred and sixty-five, was not sufficient to pay the amount of money for the purposes mentioned in said act :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Stine and David Ernest, election officers, and John Wallace, a citizen of the township of Frankford, and county of Cumberland, be and are hereby authorized and required to perform the duties enjoined upon the assessors of the said township, by act of assembly, approved the seventh day of February, one thousand eight hundred and sixty-five ; and all parts of said act of assembly, and all other acts, inconsistent herewith, are hereby repealed ; and the said Samuel Stine, David Ernest and John Wallace are hereby authorized and required to perform the same duties as, under the existing bounty laws of this commonwealth, the school

directors, supervisors, or election officers, are authorized to perform: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 429.

## An Act

To authorize the school directors of Mount Pleasant township, Columbia county, to levy and collect an additional tax for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Mount Pleasant township, in the county of Columbia, shall have power to levy and collect sufficient tax to pay the bonds, with the interest on the same, which have been heretofore issued, by the school directors, for the payment of bounties to volunteers credited to said township: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in the said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 430.

## An Act

To secure bounty taxes, in certain wards of the city of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act, entitled "An Act to secure municipal claims and taxes, in the city of Lancaster," approved March twenty-six, one thousand eight hundred and sixty, be and the same are hereby extended and made applicable to all cases where taxes, heretofore levied, or assessed, or hereafter to be levied, or assessed, by the respective boards of election officers, or special bounty commissioners of the North-west and South-east wards of the city of Lancaster, on real estate, situated in said wards, to re-pay loans contracted to pay bounties to volunteers, may remain unpaid. Certain provisions extended to.

SECTION 2. The liens hereby authorized, for unpaid taxes, shall be filed by the proper authorities, for the time being, of the respective ward, in the name of such ward, and shall be entered, by the prothonotary of the court of common pleas of Lancaster county, in the municipal lien docket, provided for in the second section of the act hereinbefore referred to: Liens for unpaid taxes, relative to. *Provided,* This act shall not apply to persons, who have been in the military service of the United States, and have been honorably discharged therefrom. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 431.

**An Act**

To annex the farm of Joseph Doctor, in Penn township, Lycoming county, to Moreland township, in said county, for all school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the farm of Joseph Doctor, in Penn township, Lycoming county, in this commonwealth, shall be annexed to and considered a part of Moreland township, in said county, for all school purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 432.

**An Act**

To authorize the board of school directors of Ransom township, in the county of Luzerne, to levy a tax for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Ransom township, Luzerne county, are hereby authorized to levy and collect a tax, to an amount sufficient to pay the indebtedness of said township, incurred in filling its quota of volunteers, under the call of the President of the United States, made in the year one thousand eight hundred and sixty-four: *Provided,* That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who

have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 433.

## An Act

To declare the bridge over Mahoning creek, where the road from Kittanning to Brookville crosses said creek, a county bridge.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the bridge over Mahoning creek, where the road from Kittanning to Brookville crosses said creek, at, or near, Mahoning furnace, in the county of Armstrong, be and the same is hereby declared a county bridge. County bridge declared.

SECTION 2. The commissioners of Armstrong county are hereby authorized and required to take charge of said bridge, and keep and maintain the same in good order and repair, at the cost of the county, and to settle with John A. Colwell, for the erection of the same, upon such terms as may be agreed upon between said John A. Colwell and the said commissioners of Armstrong county, they paying, to said John A. Colwell, such a proportion of the costs of said bridge, as they shall judge fair and reasonable, considering the advantages to said John A. Colwell, arising from the construction and use of said bridge: *And provided also,* That the said county of Armstrong is hereby authorized to charge and collect, from John A. Colwell, or such other person, or persons, as may own and operate any furnace in the neighborhood of said bridge, and use the same for a coal road, such monthly sum as said commissioners shall deem equitable and just, for such use of said bridge: *And provided further,* That in case the said commissioners and said John A. Colwell fail to agree, in regard to any of the provisions of this act, the question, or questions, of disagreement, shall be submitted to and determined by the judges of the court of quarter sessions of said Duty of county commissioners, relative thereto.

*And provided also,* That the said county of Armstrong is hereby authorized to charge and collect, from John A. Colwell, or such other person, or persons, as may own and operate any furnace in the neighborhood of said bridge, and use the same for a coal road, such monthly sum as said commissioners shall deem equitable and just, for such use of said bridge: *And provided further,* That in case the said commissioners and said John A. Colwell fail to agree, in regard to any of the provisions of this act, the question, or questions, of disagreement, shall be submitted to and determined by the judges of the court of quarter sessions of said Proviso.

*And provided further,* That in case the said commissioners and said John A. Colwell fail to agree, in regard to any of the provisions of this act, the question, or questions, of disagreement, shall be submitted to and determined by the judges of the court of quarter sessions of said Proviso.

county, and shall be final and conclusive upon all parties interested therein.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 434.

## A Supplement

To an act, entitled "An Act appointing commissioners to lay out and open a state road in the counties of Cameron and Potter," approved the twenty-first day of March, Anno Domini one thousand eight hundred sixty-five.

Certain provisions amended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section three of said act be and the same is hereby amended, by striking out the word "five," in the thirteenth line of said section, after the word "exceeding," and inserting in the place and stead thereof the word "ten;" and that section ten of said act be and the same is hereby altered and amended, by striking out the word "three," in the third line of said section, after the word "exceeding," and inserting the word "six" in place and stead thereof, and by striking out the word "six," in the fifth line thereof, between the words "at" and "per," and inserting in the place and stead thereof the words, "seven and three-tenths."

Grade, width, &c., of road, relative to.

SECTION 2. That the commissioners shall, and they are hereby given the right to, grade said road, of such width and height, and with such ditches, as they may deem proper.

Mode of levying, assessing and collecting taxes, &c.

SECTION 3. That instead of levying, assessing and collecting the taxes for said road, as prescribed in the said act, to which this is a supplement, said road commissioners shall assess, levy and collect the same, as follows: In the month of January, or February, in each and every year, said road commissioners shall meet, and agree upon the amount of taxes needed for the year; and thereupon, shall make out a certificate, signed by at least two of said commissioners, in the following

Certificate.



form : " We, the undersigned, commissioners of the Lumber and Wharton state road, do hereby certify, that we have laid and assessed a tax of        mills on the dollar, on all unseated lands in the township of       , county of       , as contained in the last adjusted valuation and assessment for county purposes, for the purposes of said road, for the year eighteen       , and we hereby require you to levy and collect the same ; dated this        day of        ; to the county commissioners of        county," and shall file the same To be filed, &c. in the commissioners' office, in and for the counties of Potter and Cameron ; and thereupon, said county commissioners shall proceed to levy and collect the same, the same as county taxes are now levied and collected, by law, on unseated lands.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 435.

## An Act

To provide for the payment of the damages awarded Mrs. C. E. Roberts, by reason of the occupation of her lands, by the commonwealth of Pennsylvania, under the act of fifteenth of May, one thousand eight hundred and sixty-one.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissary general, adjutant general and quartermaster general are authorized and required to examine whether any portion, or all, of the damages adjudicated, in favor of Mrs. C. E. Roberts, under the eighth section of the act of sixteenth of April, one thousand eight hundred and sixty-two, is properly chargeable to the state of Pennsylvania, and to certify the amount, if any found due, to the auditor general for his approval ; and if the auditor general shall approve the same, he shall draw his warrant upon the state treasurer, in favor of Alexander Roberts, administrator of the said Mrs. C. E. Roberts, for the sum so certified ;

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which shall be paid out of any funds in the treasury not otherwise appropriated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 436.

## An Act

To extend the provisions of an act laying a tax on dogs, in the borough of West Chester and certain townships, in the county of Chester, and for other purposes, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, to the township of West Caln, in said county of Chester.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of "An act laying a tax on dogs, in the borough of West Chester and certain townships, in the county of Chester, and for other purposes," approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, be and are hereby extended to the township of West Caln, in the county of Chester.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 437.

## An Act

To repeal an act, approved March twenty-first, one thousand eight hundred and sixty-five, relating to legal advertisements, in Lycoming county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to legal advertising, in the county of Lycoming," approved March twenty-first, one thousand eight hundred and sixty-five, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 438.

## An Act

Supplementary to the act incorporating the borough of Easton.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the said borough of Easton shall have the power and authority to grant to the Lehigh Coal and Navigation Company the right to build and extend the railroad of said company across Fourth street, in the said borough of Easton, upon an iron structure, and to grant to said company the use of so much of the side-walk, not exceeding six feet, upon the west side of said Fourth street, in front of the lot owned by said company, on which said company intend to erect depot buildings, as said company may desire, for purposes connected with said depot and railroad: *Provided,* That the structure, across said Fourth street, shall be con-

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structed of iron, and shall leave a clear passage for the public the whole width of said street, less the said six feet.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 439.

## An Act

To authorize the borough of Towanda to increase the taxation, for borough purposes.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the burgess and town council of the borough of Towanda, in the county of Bradford, shall have power to levy and collect a tax, for borough purposes, of not more than one per cent. on the dollar of the last adjusted valuation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 440.

## A Supplement

To an act relative to licenses on vehicles, in the cities of Pittsburg and Allegheny, in the boroughs of Birmingham, East Birmingham, South Pittsburg and Manchester, and dramatic licenses in the city of Pittsburg, approved the thirtieth day of March, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to which this is a supplement, so far as the same relates to licenses on vehicles, be and the same are hereby extended to the borough of Temperanceville, in the county of Allegheny.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 441.

## An Act

To authorize the state treasurer to refund to William H. Drayton, executor of Maria H. Drayton, the sum of forty-seven dollars and ninety-two cents, which was paid in error.

WHEREAS, William H. Drayton, executor of the last will of Mrs. Maria H. Drayton, deceased, did, on the ninth day of January, Anno Domini one thousand eight hundred and sixty-three, pay to the register of wills, for the city and county of Philadelphia, the sum of three hundred and ninety-four dollars and forty-two cents, for collateral inheritance tax on personalty, late of said decedent, including therein the sum of forty-seven dollars and ninety-two cents, for the said tax on certain articles, valued at nine hundred and fifty-eight dollars and thirty-one cents, which the said testatrix bequeathed

to Mary B. Drayton, the wife of her son, Doctor Henry E. Drayton, now deceased :

*And whereas,* The payment of said sum of forty-seven dollars and ninety-two cents was made, through error, the property so bequeathed to the said Mary B. Drayton being exonerated from said tax, under the provisions of the act of April tenth, Anno Domini one thousand eight hundred and forty-nine, section two ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and directed to refund and re-pay unto the said William H. Drayton, executor, as aforesaid, the said sum of forty-seven dollars and ninety-two cents, that being the amount so erroneously paid on the legacy to Mary B. Drayton, under said will.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 442.

## An Act

To drain the stagnant water from tract, number three hundred and nine, in Mill Creek township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of commissioners of the township of Mill Creek, in the county of Erie, are hereby required to maintain and keep open a culvert, across the Ridge road, so that the stagnant water may be drained from tract number three hundred and nine, so as to prevent the health of residents, in the neighborhood, from being affected by stagnant water on said tract.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 443.

## An Act

To legalize the acts of the road commissioners of the township of Columbus, in the county of Warren, in levying a tax for expense in paying volunteers.

WHEREAS, It became necessary for the road commissioners of the township of Columbus, in the county of Warren, state of Pennsylvania, in the year one thousand eight hundred and sixty-five, to levy a tax, for the payment of bounties to volunteers to fill the quota of said township, under the call of the President of the United States for volunteers :

And whereas, The said road commissioners, by request of the taxables of said township, as expressed in a meeting, called for that purpose, did levy a tax for said purpose, and did collect a part of the same, while some refused to pay :

And whereas, The said call for volunteers was countermanded, and the money was refunded to said taxables, excepting a certain per centage, established by said commissioners, necessary to defray expenses which had been incurred in trying to procure said volunteers :

And whereas, Also some of the said taxables of said township refused to pay their proportion of said expense money, as levied by said road commissioners ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all acts of the road commissioners of the township of Columbus, in the county of Warren, and state of Pennsylvania, since the first day of January, Anno Domini one thousand eight hundred and sixty-five, in levying and assessing a tax for bounties, defraying expenses, et cetera, as set forth in the foregoing preamble, and all proceedings of said road commissioners relative thereto, be and the same are hereby made valid, in all respects ; and the said road commissioners are hereby authorized to collect the same, and to appropriate the same, as set forth in the foregoing preamble ; and all acts, or parts of acts, inconsistent herewith, are hereby repealed : *Provided,* That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 444.

*An Act*

Relating to bounty taxes in Tioga county, legalizing the action of the school directors in Sullivan township, relative to bounties, and to require the payment of the same, and authorizing an increased tax in Rutland township, for payment of bounty bonds in Tioga county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Bounty tax in Sullivan township legalized.

That the bounties offered by the board of school directors, in Sullivan township, Tioga county, and the taxes levied by the same, in the years one thousand eight hundred and sixty-four and one thousand eight hundred and sixty-five, be and the same are hereby declared to be legal and valid, and they are hereby authorized to collect the said taxes, or any part thereof, remaining unpaid.

School directors authorized to levy tax, for bounty purposes.

**SECTION 2.** And the said board of school directors are also authorized and empowered to levy and collect a tax, for the payment of said bounties, not exceeding four per centum on the last adjusted valuation for state and county purposes, and also to pay all other expenses incurred in paying the said bounties: *Provided*, Said tax shall not be collected from persons, who have been in the military service of the United States, and been honorably discharged therefrom.

Proviso.

Supervisors of Rutland township authorized to levy and collect bounty tax.

**SECTION 3.** That the supervisors of Rutland township, of said county, are hereby authorized to levy and collect a tax, not exceeding six per centum, for the purpose of paying bounty bonds, in said county: *Provided*, Said tax shall not be collected from any person, who has been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 445.

*An Act*

To change the time of holding the election, in the borough of Berwick.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for holding the borough elections, in the borough of Berwick, in the county of Columbia, and state of Pennsylvania, be and is hereby changed from the first Saturday after the second Tuesday in April, to the third Friday in March, annually.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 446.

*An Act*

Relating to the borough of Washington, in the county of Washington.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and council of the borough of Washington shall, annually, within the two weeks immediately prior to the borough election, prepare and file, in the office of the clerk of the court of quarter sessions of the county of Washington, a detailed statement of their receipts and disbursements, setting forth, specially, the amounts received and the sources thereof, and the amounts disbursed, to whom, and for what purpose, and all other information necessary to an understanding of their financial acts; their receipts and disbursements, for bounty purposes, being exhibited separate from those for general borough purposes; and the said court is hereby empowered to enforce compliance herewith, at the instance of any citizen of the said borough, and to examine and pass upon all ac-

Burgess and council to file with clerk of quarter sessions statement of receipts and expenditures of borough, &c.

Receipts, &c., for bounty purposes, to be kept separate.

counts of receipts and disbursements after the passage of this act, by auditors, or otherwise.

Duplicates to be placed in hands of borough treasurer. **SECTION 2.** That the duplicates of borough taxes shall, annually, be placed in the hands of the treasurer of the said borough, to whom the tax-payers may pay, prior to the first day of September, the taxes against them severally assessed; for the reception of which, the said treasurer shall receive

Compensation, relative to. such compensation as may be fixed by the burgess and council, not exceeding two per centum upon such receipts.

Duplicate of unpaid taxes, relative to. **SECTION 3.** That a duplicate of the borough taxes, remaining unpaid on the first day of September, of each year, shall be placed in the hands of a collector, to be collected as is now authorized by law.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 447.

## An Act

To authorize the commissioners of Mercer county to pay certain moneys.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Mercer county be and they are hereby authorized and empowered to pay to Albert Price and Robert G. Black, lately commissioners of the said county, such amount as they may think reasonable and just, for traveling expenses incurred by them, in going to the cities of Philadelphia, New York and Washington, in the year one thousand eight hundred and sixty-three, for the purpose of making arrangements for the redemption of the railroad bonds of said county: *Provided,* That such amount shall not exceed the sum of one hundred dollars each.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 448.

## An Act

Relating to the collection of bounty taxes, in Snowden township, Allegheny county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Snowden township, Allegheny county, be authorized to add and collect a per centage, not exceeding six per centum, on all bounty taxes assessed, in said township, Anno Domini one thousand eight hundred and sixty-five, and not paid before the first of May, Anno Domini one thousand eight hundred and sixty-six, and the same increase on all bounty taxes assessed, in said township, in Anno Domini one thousand eight hundred and sixty-six, and not paid before the first of October of the same year: *Provided,* That said tax and increase shall not be collected from persons who have been in the volunteer military service of the United States, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 449.

## An Act

Relating to bounty tax in the borough of Carlisle, in the county of Cumberland.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the *per capita* tax levied by the town council of the borough of Carlisle, in the county of Cumberland, for the year one thousand eight hundred and sixty-five, for the pur-

pose of, in part, paying the debt contracted by said borough, for bounty purposes, and all proceedings had in relation to the collection of the same, be and the same are hereby legalized and made valid : *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.

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No. 450.

## An Act

To legalize the levy and collection of a certain bounty tax, in Shenango township, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax levied by the school directors of Shenango township, in the county of Mercer, on the first day of July, in the year one thousand eight hundred and sixty-four, for the payment of money which was borrowed by said township, and paid to volunteers who entered the military service of the United States, and were credited to the said township, and all proceedings had in the collection of the same, be and the same are hereby confirmed, legalized and made valid ; and that the collector of the said tax be and he is hereby authorized and empowered to collect the balance of the same, in the manner now authorized by law : *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 451.

**An Act**

To legalize and authorize the levy and collection of bounty tax, in Otter Creek township, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tax levied by the school directors of Otter Creek township, in the county of Mercer, for bounty purposes, in the year one thousand eight hundred and sixty-five, and all proceedings had relative to the collection of the same, are hereby legalized and made valid. Certain bounty tax legalized.

SECTION 2. And that the school directors, aforesaid, are hereby authorized to levy and assess, upon the real and personal property of said township, an additional tax, in the year one thousand eight hundred and sixty-six, sufficient to pay the balance of indebtedness remaining, together with the cost of collecting the same, for the purpose of refunding money that has been actually borrowed by said school directors, for the purpose of paying volunteers, to fill the quota of said township, under the call of the President of the United States, made July eighteenth, one thousand eight hundred and sixty-four, for five hundred thousand volunteers. Additional tax authorized.

SECTION 3. That such tax shall be collected, in like manner as other taxes are collected: *Provided,* That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom. Collection thereof, relative to. Exemptions.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 452.

**An Act**

Relating to the fees of justices of the peace and constables of Mercer county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act increasing the fees of justices of the peace, and aldermen and constables, in certain counties in this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby extended to the county of Mercer, until the first day of June, Anno Domini one thousand eight hundred and sixty-eight.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 453.

**An Act**

To repeal a further supplement to an act authorizing the erection of a poor house by Jenkins township, borough of Pittston and township of Pittston, in the county of Luzerne, approved May eighth, one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A further supplement to an act authorizing the erection of a poor house by Jenkins township, borough of Pittston and township of Pittston, in the county of Luzerne," approved the twenty-first day of March, Anno

Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 454.

## A Supplement

To the several acts of assembly of this commonwealth, in relation to the board of health, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all and singular the powers and authorities now conferred, by law, on the board of health, in the city of Philadelphia, in respect to the removal of nuisances, be and the same are hereby extended to all property situate on any public highway of the said city; and all laws, inconsistent herewith, are hereby repealed: *Provided*, That to authorize any such removal, the alleged nuisance shall be located within one hundred yards of some dwelling house.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 455.

## A Supplement

To an act increasing the pay of certain officers, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, to increase the compensation of certain officers, in the county of Berks, be and the same is hereby extended to November first, Anno Domini one thousand eight hundred and sixty-eight.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 456.

## An Act

Relative to certain taxes, in Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of the act, entitled "A further supplement to the act incorporating the Springhouse and Sumneytown Turnpike Road Company, in the county of Montgomery, approved the seventeenth of March, one thousand eight hundred and forty-five, and relative to certain taxes, in Montgomery county," approved March four, one thousand eight hundred and fifty-two, is hereby repealed; and that from and after the passage of this act the commissioners of Montgomery county shall not have power to impose any greater annual tax, for county purposes, in said county, than forty cents upon each



hundred dollars of property therein valued, and taxable for such purposes.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 457.

## An Act

To authorize the school directors of Lack township, Juniata county, to levy a tax for the payment of money advanced by the citizens of said township to pay bounties to volunteers.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all cases, where any committee, special committee, individuals, or individual, of Lack township, Juniata county, shall have borrowed, or subscribed and paid, or shall have become personally liable for the payment of money for the purpose of paying of bounties to volunteers, under the call of the President of the United States for five hundred thousand men, who have been enlisted into the service of the United States, and credited to the said township of Lack, with the understanding and agreement that a law would be enacted, to levy and collect a tax for the payment of all such advancements and liabilities, all subscriptions, paid as aforesaid, and all moneys borrowed as aforesaid, shall be good and valid against said township; and it shall be the duty of the school directors of said township of Lack to proceed to levy and collect a tax upon all property, taxable for state and county purposes, sufficient in amount to pay all such claims, together with the costs of collection thereof: *Provided*, That the said board of school directors may levy a *per capita* tax of not more than ten dollars, on all persons who are liable to draft in said township.

Certain proceedings legalized.

Tax for bounty purposes authorized.

Proviso.

SECTION 2. Said tax shall be assessed, levied and collected, in like manner as other taxes are collected. Collection, relative to.

SECTION 3. Whenever said tax shall have been assessed, it shall be the duty of the said school directors to appoint a collector, and issue their warrants and duplicate for the collecting of the said tax, in like manner as other taxes are collected: *Provided*, That said tax shall not be collected from officers and Exemptions. Collector to be appointed.

soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 458.

## An Act

To authorize the school directors of Franklin township, Fayette county, to pay certain moneys.

WHEREAS, In the month of April, Anno Domini one thousand eight hundred and sixty-four, the school directors of Franklin township, Fayette county, did levy and collect a tax, sufficient to fill the quota of said township, under the draft then pending :

*And whereas,* Before said quota could be entirely filled, the said draft took place, and three of the citizens of said township, viz : Armstrong Walters, Morgan Campbell and Thomas A. Humbert, were drafted, and paid commutation, under the act of Congress then in force :

*And whereas,* A sufficient amount of the tax, so levied and collected, to refund to said citizens the amounts by them so paid, yet remains in the hands of said school directors ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Franklin township, Fayette county, be and they are hereby authorized and required to pay to the said Armstrong Walters, Morgan Campbell and Thomas A. Humbert, each the sum of three hundred dollars, out of any money now in their hands, collected as tax for bounty purposes.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 459.

**An Act**

To legalize bounties paid to volunteers, and the bonds issued therefor, in certain townships, in the county of Franklin.

**WHEREAS**, The board of school directors, or bounty committees, in certain townships, in the county of Franklin, borrowed money, to pay bounties to volunteers, to fill the quotas of said townships, under the call of the President of the United States for volunteers, and issued bonds therefor; therefore, Preamble.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the bounties paid by the school directors, or bounty committees, of Green, Antrim, Guilford, Southampton and Peters township, in the county of Franklin, and the bonds issued therefor, in the years one thousand eight hundred and sixty-four and five, to fill the quotas of said township, be and the same are hereby legalized, and the said bonds are made valid debts against such township; and the boards of school directors, or bounty committees, of such township, are hereby Payment of certain bounties, and bonds issued therefor, legalized. authorized to levy and collect a tax, to pay said bonds, or other indebtedness for bounty purposes, contracted by authorized committees of citizens, including subscriptions made by individuals to pay bounty, in excess of the amount authorized by law: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who may have been in said service, and have been honorably discharged therefrom, nor of widows and minor children, and widowed mothers, of officers and soldiers who died by reason of wounds, or disease, contracted while in such service. Tax authorized.

**SECTION 2.** The court of quarter sessions of the peace, of Franklin county, be and it is hereby authorized and required, upon the petition of ten, or more, tax-payers of any township, in said county, to appoint one, or more, auditors, to examine and audit the bounty accounts of such township, and make report thereof to said court, which, when approved by said court, shall be final and conclusive; the auditors' fees, and costs of such proceeding, to be paid out of the bounty fund of such township. Court may appoint auditors, &c.

Fees, how payable.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 460.

## A Supplement

To an act relative to the term of office of school directors, approved April twenty-second, Anno Domini one thousand eight hundred and sixty-three, so far as the same relates to Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to which this is a supplement, be and the same are hereby extended to Allegheny county: *Provided,* That the cities of Pittsburg and Allegheny shall be excepted from the provisions of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED.—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 461.

## A Supplement

To an act to prevent the destruction of deer, in the county of Carbon, approved the second day of April, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for any person, or persons, to hunt, kill, or destroy, any buck, doe, or fawn, in the county of Carbon, between the first day of October and the thirty-first day of December of each year; and so much of the act passed the second day of April, Anno Domini one thousand eight hundred and sixty, entitled "An Act to prevent the destruction of deer, in the county of Car-



bon," inconsistent herewith, be and the same is hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 462.

## An Act

Authorizing the road commissioners of Ridgberry township, county of Bradford, to levy taxes for bounty purpases.

WHEREAS, The road commissioners of Ridgberry township, county of Bradford, borrowed money, amounting to twelve hundred dollars, to pay volunteers, thus filling their quota under different calls of the President of the United States for troops; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bounties paid by the road commissioners of Ridgberry township to fill their quotas, at different periods of the late war, amounting to the sum of twelve hundred dollars, be and the same is hereby legalized and made valid; and the said commissioners, or their successors, are hereby empowered and authorized to levy and collect a sufficient tax upon the citizens of such township as to liquidate the said amount of twelve hundred dollars: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who may have been in said service, and been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 463.

**An Act**

To authorize the county surveyor, of the county of Armstrong, to record all of the public surveys of said county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Public surveys to be transcribed and copied.

That the county surveyor of the county of Armstrong be and is hereby authorized to transcribe and copy into a book, or books, to be provided for that purpose by the commissioners of said county, all the public surveys that have been made in said county since its organization; said records to be kept in the county surveyor's office, in the borough of Kittanning; which said surveys shall have the same force, effect and validity, in all respects, and to all intents and purposes, as the originals thereof might, or could, have.

Effect thereof.

Surveys, how procured.

*SECTION 2.* The said county surveyor is hereby authorized to procure said surveys from whatever source is most practicable, and at the least expense.

Compensation of county surveyor, relative to.

*SECTION 3.* Said county surveyor shall be paid, out of the county treasury, a reasonable amount for all traveling expenses, in procuring said surveys, and the further sum of one dollar for each and every survey, so recorded by him, which shall be paid out of the treasury of said county.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 464.

## A Supplement

To an act authorizing the school directors of the borough of Newport, Perry county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the borough of Newport, Perry county, be and they are hereby authorized and empowered to borrow, upon the credit of said borough, for the purpose of completing a school house, any sum of money, not exceeding two thousand dollars, in addition to the amount allowed said directors to borrow, by the act to which this is a supplement, payable within ten years, or sooner, if said board shall so determine, with lawful interest: *Provided*, That no bond, or other obligation, shall be issued, by said board, for the payment of sums of a less denomination than one hundred dollars. Authorized to borrow money.  
Proviso.

SECTION 2. That the said school directors be and they are hereby authorized and empowered to lay and collect a building tax, not exceeding thirteen mills on the dollar of valuation. Tax authorized.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 465.

## An Act

To authorize the burgess and town council, of the borough of Warren, to sell a part of Water street, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the burgess and town council, of the borough of Warren, be and they are hereby authorized and empowered to sell and

convey, in fee simple, to the owners of the adjoining lots, a strip of land, twenty feet in width, on each side of that part of Water street, in said borough, between the south end of Market street, and the east end of Short street, and a strip of land forty feet in width, from the east side of that part of said Water street, between the east end of Short street, to the northern boundary of said borough, on Connewango creek, the proceeds of sale to be paid, by said burgess and town council, to the school district of the borough of Warren.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 466.

## An Act

Relative to the road taxes, in the township of Benner, county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Supervisors authorized to collect road tax.

That from and after the passage of this act it may be lawful for the supervisors of Benner township, in the county of Centre, in said commonwealth, and they are hereby authorized and directed, to demand and receive, in money, from the taxable inhabitants thereof, the amount of tax assessed, by them, for road purposes, and to employ suitable persons to repair and work upon the roads of said township, allowing therefor such compensation as, by them, may be deemed reasonable and just.

Repairs of roads, relative to.

Township assessor, *ex officio*, a member of the board.

SECTION 2. That the township assessor shall be a member, *ex officio*, of the board of supervisors, and shall have the casting vote in disputes arising as to the repairing and construction of roads, and the levying and collection of taxes, in said township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 467.

## A Supplement

To an act to authorize the school directors of the borough of West Greenville, Mercer county, to borrow money to erect a public school house in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Greenville, in Mercer county, be and are hereby authorized to issue their bonds, as directed in the act to which this is a supplement, bearing interest of seven and three-tenths per cent. interest per annum.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 468.

## A Further Supplement

To the road laws of Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That whenever the amount of road tax assessed upon any person, or persons, in the township of Mill Creek, in the county of Erie, and which is payable, in labor, by the road laws of the said county, shall amount to less than one day's labor, the road commissioner of the said township of Mill Creek shall assess such person, or persons, with one day's labor, to be worked upon the roads, in said township, in the same manner that labor is performed on the public roads by the laws of said county; and

Persons assessed with labor, relative to.

in case any person, or persons, so assessed with one day's labor, refuses, or neglects, to perform said labor, after due notice by the path-master to perform such labor, such person, or persons, refusing, or neglecting, to perform such labor, shall be liable to pay the sum, in money, which one day's labor would cost, to be collected as the cash part of the road tax, in said township, is now by law collected.

Repeal.

SECTION 2. That the first section of the act, entitled "A further supplement to the road laws of Erie county," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 469.

## An Act

To change the September return day of the September term of the district court for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the September return day of the September term of the district court for the city and county of Philadelphia, shall hereafter be the third Monday of September, instead of the first Monday of said month; and all writs, or other process, issued out of said court, and made returnable to the said month, and all sales in pursuance of the same, shall be returnable, and made in accordance with the change hereby provided.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 470.

**An Act**

Relative to holding courts, in Greene county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the several courts of Greene county shall convene and be held on the second Monday of June, in each and every year, to continue two weeks, if necessary; and shall also commence and be held on the third Monday of December, of each and every year, to continue two weeks, if necessary.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 471.

**An Act**

Relative to mechanics' liens, in the county of Lawrence.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supplement to the act of June sixteenth, one thousand eight hundred and thirty-six, relating to liens of mechanics and others upon buildings, approved May first, one thousand eight hundred and sixty-one, be and the same is hereby extended to the county of Lawrence: *Provided*, That repairs, alterations, or additions, by tenants, shall not subject such property to a lien, without the written consent of the owner of such building: *Provided further*, That this act shall

apply in all cases, without regard to the amount of material furnished.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 472.

## An Act

Supplemental to the act of the eighth of May, Anno Domini one thousand eight hundred and fifty-four, and relating to the assessment of school tax, in the borough of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the Warren borough district, in the county of Warren, be and they are hereby authorized, in their discretion, annually, to levy and collect a tax, for school purposes, not exceeding one and a-half per centum upon the assessed valuation of all objects, persons and property made, or to be made, taxable for state, or county, purposes, within said district; which tax shall be levied and collected as is required by the existing laws; and so much of the thirtieth section of the act, passed may eighth, Anno Domini one thousand eight hundred and fifty-four, as is inconsistent herewith, is hereby superseded and supplied.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 473.

## An Act

Authorizing the school directors of Hopewell township, Huntingdon county, to levy a tax to pay money raised to pay bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the township of Hopewell, in the county of Huntingdon, are hereby authorized to levy a tax upon all property, professions, trades and occupations, subject to taxation, for state and county purposes, or issue bonds of said township, bearing interest, or both, or either, in their discretion, not exceeding thirty-four hundred dollars, to reimburse those persons, in said township, who furnished money, or became, individually, responsible therefor, to pay bounties, in excess of three hundred dollars, to volunteers, who entered the military service, and credited themselves to the quota of the said township of Hopewell, under the requisition of the President of the United States, in one thousand eight hundred and sixty-four, for five hundred thousand men, in accordance with the provisions of the act of twenty-fifth March, one thousand eight hundred and sixty-four, entitled "An Act relative to the payment of bounties to volunteers," and its supplements: *Provided*, That the tax to be levied, in pursuance of this act, with the other bounty taxes, for which the said township is liable, shall not exceed two per centum of the adjusted valuation of said township, for state and county purposes, in any one year: *Provided*, That any officers, or enlisted soldiers, who served in the United States service, and were honorably discharged from said service, shall be exempt from the payment of said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 474.

## An Act

Authorizing the school directors of the borough of Spartansburg, in Crawford county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Spartansburg, in the county of Crawford, be and they are hereby authorized to borrow any sum of money, not exceeding four thousand dollars, at a rate of interest, not exceeding seven per cent. per annum, to be expended in the erection of two school houses, in said borough, to issue bonds therefor, payable in ten years, redeemable after two years, of said board and their successors, with interest coupons attached, payable semi-annually; said bonds to be signed by the president and attested by the secretary; and the said school directors are hereby authorized to levy a special tax, annually, upon all persons, occupations and property now subject to taxation, for school purposes, not exceeding, in amount, in any one year the sum of twenty mills on the dollar of valuation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 475.

## An Act

Relative to the payment of costs and fees of constables and justices of the peace, in Mercer county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of Mercer county are hereby authorized to pay the justices of the peace and constables of said county, reasonable costs and fees for the apprehending, committing, and conveying to jail, all persons hereafter charged with criminal offences.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 476.

## An Act

To authorize and require the road commissioners, or supervisors, of the township of Shippen, Cameron county, to levy and collect a special tax to open and build a certain public highway, in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the road commissioners, or supervisors, of the township of Shippen, in the county of Cameron, be and they are hereby authorized and required to levy and collect, on and from the real and personal property of said township, which is, or may be liable by law, to be taxed for road purposes, a tax not exceeding eight mills on the dollar in each year, and to expend the same in opening, building and keeping in repair of that part of the highway, ordered to be laid out and opened by the court of quarter sessions of said county, extending from near the residence of C. H. Sage, in said township, to Cameron station, in Lumber township, which lies within the limits of said township of Shippen.

Supervisors authorized to levy a special tax, to open a certain highway, &c.

SECTION 2. That said road commissioners, or supervisors, shall be and they are hereby required to levy and collect said tax, for the year one thousand eight hundred and sixty-six, and yearly thereafter, until said road is completed; and the said road commissioners and supervisors shall be liable to indictment and punishment, for any misapplication of the funds so raised; and in case they, or their successors, are found, upon indictment and trial, to have been guilty of using said funds, for any other purposes than as herein authorized, or of refusing, or neglecting, to use the same as herein required, they

To be collected annually, until road is completed.

Penalty for misapplication of funds.

shall be sentenced to each pay a fine, not exceeding one hundred dollars, or to imprisonment, in the county jail, not exceeding three months, or both, at the discretion of the court.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 477.

## An Act

To lay out a state road, in Schuylkill and Columbia counties.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners That Alonzo Livermore and Charles Lee, of the county of Schuylkill, and Joseph B. Little, of the county of Columbia, be and they are hereby apointed commissioners to view and lay out a state road, from a point at the eastern end of Centre street, in the borough of Ashland, in the county of Schuylkill, to run in a northerly direction, up Little Mine run, to the Schuylkill county line, and from thence, in Columbia county, to the public house of Reuben Warren, in the town of Centralia, in the county of Columbia, on the old Catawissa road, running from Ashland to Catawissa.

Commissioners to be sworn. *SECTION 2.* That it shall be the duty of the said commissioners, as soon as practicable, having first been sworn, or affirmed, before a justice of the peace, or other proper officer, to perform the duties enjoined upon them by this act with impartiality and fidelity, carefully to view the ground, and lay out the said road, having respect to the ground and shortest distance, so as best to promote the public good, and do the least injury to private property; and they shall clearly and distinctly mark, upon the ground, the route agreed upon, so as to enable the supervisors to readily find the same.

Road to be laid out, and distinctly marked. *SECTION 3.* That it shall be the duty of the said commissioners to make out two separate and accurate drafts of the location of said road, respectively noting the courses and distances, as they occur, with such other matters as may serve for explanation; one copy to be deposited in the office of the quarter sessions, in the respective counties through which the road may pass, on, or before, the first day of August next; and

Drafts of location, relative to.



from thenceforth the said road shall be a public road, or highway, and shall be opened to a width of thirty-three feet, and to be made and repaired as all other roads, laid out by the courts, are made and repaired.

SECTION 4. That it shall be the duty of the commissioners, aforesaid, to proceed to lay out and complete the location, as soon as practicable, of said road; and if any vacancy occur in their number by death, resignation, or otherwise, the same shall be supplied by the remaining commissioners selecting suitable person, or persons, to constitute a board of at least three members.

Completion of location, relative to.

Vacancies.

SECTION 5. That it shall be the duty of the supervisors of the several townships through which said road may pass, upon notice given, to proceed to open and make such road, under the same provisions as if the said road had been laid out by the respective courts of quarter sessions.

Duty of supervisors, relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 478.

## An Act

To change the course of the channel of the Shamokin creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief burgess and council of the borough of Shamokin, in the county of Northumberland, be and are hereby authorized and empowered to change the present course of the channel of the Shamokin creek, and run it along the course hereinafter described, to wit: Commencing at a point at the intersection of Spurzheim and Washington streets, in said borough of Shamokin; thence along the line of said Washington street, to Lincoln street; thence in a north-westerly direction, along the line of said Lincoln street, to Orange street; thence in a south-westerly direction, along Lincoln street aforesaid, to a point where Arch street intersects with the western boundary of Market street; thence in a north-westerly direction, along the line of said Arch street, as far as Third street; thence along the line of said Third

Change of channel of Shamokin creek authorized.

Change in channel of a certain branch of said creek authorized.

street, to a bridge; at which last mentioned point the said creek shall again resume its present channel.

SECTION 2. That the chief burgess and council of the borough of Shamokin, aforesaid, are hereby further authorized and empowered to change the course of the channel of that branch of the said Shamokin creek which enters the southern boundary of said borough at, or near, block numbered one hundred and twenty-two, as laid down upon the plan of said borough, so that the same may run between blocks one hundred and twenty-two and one hundred and twenty-three, and one hundred and seven and one hundred and eight, as far as Sixth street; thence along Sixth street, to block numbered eighty-two; thence along an alley, which separates blocks eighty-two and eighty-three, and blocks sixty-four and sixty-five, as far as Chestnut street; thence in a north-westerly direction, to Third street; thence along the line of said Third street, to a point where the said branch shall meet the proposed main channel of the Shamokin creek, as above described.

Change in channel of a certain other branch of said creek authorized.

SECTION 3. That the chief burgess and council of the borough of Shamokin, aforesaid, are further authorized and empowered to change the course of the channel of that branch of the Shamokin creek which enters the eastern boundary of block numbered one hundred and sixty-seven, as laid down upon the general plan of said borough, so that the said channel may run along the northern boundary of said block, until it reaches lot one hundred and twenty-nine; thence in a southeasterly direction, to the intersection of Pearl and Shakespeare street; thence along the line of said Shakespeare street, to a point where the Big Mountain railroad intersects with said street; at which point it shall again resume its present channel.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 479.

## An Act

Relating to the return of unseated lands, in Clarion county.

WHEREAS, William Wilkenson, tax collector of Farmington township, Clarion county, neglected to return to the

county commissioners of said county the unseated lands in said township, assessed, with taxes, for the year one thousand eight hundred and sixty-five; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said William Wilkenson be authorized to return to said commissioners all unseated, or seated, land, upon which taxes were assessed with taxes which are unpaid, with the same effect as if return had been made as is now directed by law.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 480.

## An Act

Relating to bounty tax in Dickinson township, in the county of Cumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That *per capita* tax levied by the school directors of Dickinson township, in the county of Cumberland, for the year one thousand eight hundred and sixty-five, for the purpose of, in part, paying the debt contracted by said township for bounty purposes, and all proceedings had in relation to the collection of the same, are hereby legalized and made valid: *Provided*, That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 481.

## An Act

Repealing certain provisions of an act relating to the killing of sheep, by dogs, in Cumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, an act, entitled "An Act for the preservation of sheep, and for the compensation of owners of sheep destroyed by dogs, by a tax on dogs, in the county of Cumberland," approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 482.

## An Act

to prevent the hunting of deer, with dogs, in the counties of Mifflin and Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act it shall be unlawful for any person, or persons, to run deer with dogs, in the counties of Mifflin and Juniata; any person who shall violate the provisions of this act shall be subject to a fine of twenty dollars, one-half to the use of the informer, and one-half to be paid into the treasury of the school fund of the township,



in which the offence may be committed, to be recovered as debts of like amount are now, by law, recoverable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 483.

## An Act

Relative to the collection of street taxes, in the borough of Butler, county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, all taxes levied, for street purposes, in the borough of Butler, county of Butler, shall be payable in money, and not in labor, as heretofore; and all acts, inconsistent with this act, be and the same are hereby repealed.

JAMES K. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 484.

**An Act**

To authorize the court of quarter sessions of Allegheny and Westmoreland counties to appoint auditors, to audit the bounty accounts of school directors and bounty committees of any ward, borough, or township, in said counties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of quarter sessions of the counties of Allegheny and Westmoreland are hereby authorized and empowered, upon the application of five taxable citizens of any ward, borough, or township, in said counties, to appoint three competent persons, as auditors, to audit and examine the bounty accounts of the school directors of any ward, borough, or township, in said counties, with power to examine witnesses, and enforce attendance of persons and papers; and the report, or finding, of said auditors, shall be evidence, in any legal proceeding, in any court, in said counties.

Auditors of  
bounty ac-  
counts, appoint-  
ment of, rela-  
tive to.

Powers.

Report.

Surplus fund,  
relative to.

**SECTION 2.** Whenever any surplus funds, arising from bounty subscription, or assessment, shall be found in the hands, or custody, of the school directors, as aforesaid, the same shall be paid over to the treasurer of the school fund for said school district, for school purposes.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 485.

## An Act

To extend, to the counties of Greene and Lehigh, the provisions of an act for the relief of wives and children, forsaken by their husbands and fathers, in the county of Allegheny, approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act the provisions of an act, entitled "An Act for the protection of wives and children, deserted by their husbands and fathers, for the county of Allegheny," be and the same are hereby extended to the counties of Greene and Lehigh.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 486.

## An Act

Changing the time of holding the several terms of court, in the counties of Elk and Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the July term of the several courts next, in said counties, the terms of the several courts shall be held as follows: In the county of Elk, on the second Monday in January, the last Monday in April and the first Monday in August and November; in the county of Cameron, on the third Monday in January, the first Monday in May, and on the second Monday in August and November.

Terms of courts,  
in certain coun-  
ties, changed.

Repeal.

SECTION 2. That all laws, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 487.

## An Act

To increase the pay of supervisors of roads, overseers of the poor and township auditors of the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of roads, the overseers of the poor, and the township auditors of the county of Lawrence, shall be entitled to receive the sum of one dollar and fifty cents per day, each, while necessarily employed in discharging the duties of their respective offices; this act to take effect from and after the first day of April, Anno Domini one thousand eight hundred and sixty-five.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 488.

*An Act*

Authorizing the election of two additional supervisors, in Tunkhannock township, Wyoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the township of Tunkhannock, Wyoming county, be and they are hereby authorized and empowered to elect two additional supervisors, for said township, who shall have the same powers and privileges, be subject to the same restrictions, and entitled to the same compensation, as now provided by law: *Provided, That* at the next term of the court of quarter sessions of said county, or at any ensuing term thereof, during the present year, the said court shall have authority to appoint said two additional supervisors, to serve until the next annual township election.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 489.

*An Act*

To form an independent school district out of parts of Clarion and Armstrong, at the village of Mellville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the territory within the following described boundaries, and being part of Red Bank township, Clarion county, and Red Bank township, Armstrong county: Beginning at the south-west corner of land of Jacob Brinker, in Clarion county, Territory, within certain boundaries, to form an independent school district.

running north, to the north-west corner of the said Brinker's land; thence, in an easterly direction, to include the land of Jacob Brinker, Henry Miller, James Mercer, Guiher's heirs, W. C. Sloan, M'Williams and Helper, and the village of Mellville, in Clarion county; thence south, across Red Bank creek, into Armstrong county, so as to include the land of John Selvis; thence eastwardly, to include the lands of Peter Lankart, Mrs. Houpt and William Yost, in Armstrong county, to Red Bank creek; thence down said creek, to the place of beginning, be and the same is hereby erected into an independent school district; and that the school directors, elected therein, shall have all the powers and jurisdiction over said territory, as if the same had not been erected out of one county.

Powers of school directors, relative to.

Jurisdiction of courts, relative to.

SECTION 2. That the jurisdiction of the several courts of Clarion county shall be extended over the whole of the said independent school district, as fully as if it had been erected entirely out of the territory of said county.

Election of directors, relative to.

SECTION 3. That on, or after, the passage of this act, the voters of the within described territory shall call a meeting, at the house of John Cribbs, in the village of Mellville, by posting up three, or more, notices, at least ten days previous to the time of such meeting, for the purpose of electing school directors for the said independent school district, who shall hold their office, and exercise the duties thereof, until directors shall be elected at the annual election for the directors in other school districts.

Tax for building purposes authorized.

SECTION 4. That the said school directors shall have the power and authority of levying a tax upon the inhabitants of said school district, for the purpose of erecting, or for the purpose of contracting for the erection of, a suitable school house, within said independent school district, as a majority of the tax-payers shall decide.

Place of election.

SECTION 5. That the election for school directors, when held, shall be held at the house of John Cribbs, in the village of Mellville, until the school house is built, and thereafter at the said school house.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 490.

## An Act

To authorize the appointment of one additional notary public, in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the governor be and he is hereby authorized to appoint one additional notary public for the county of Luzerne, who shall reside in the borough of Pittston, and keep his office in said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 491.

## An Act

Enlarging the powers of the directors of the poor and house of employment of Lancaster county, so as to enable them to sell real estate, and erect a county hospital and insane asylum.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the board of directors of the poor and house of employment of Lancaster county be and are hereby authorized to sell, at private, or public, sale, so much of the land belonging to the corporation, situate in the county of Lancaster, not exceeding one hundred acres, as they may see proper, and make and execute titles to the purchasers of the same, which, upon being confirmed by the court of common pleas of said county, shall be good and valid; and also, are authorized to sell any

Sale of certain real estate authorized.  
Titles, how executed.

County hospital and insane asylum, erection of, authorized.

Proceeds of sales, relative to.

Repeal.

other land belonging to said corporation, situate in any of the other counties of this commonwealth, and make good and valid titles for the same, as above directed.

SECTION 2. That the said board of directors are hereby authorized to erect a county hospital and insane asylum, of such dimensions as they may deem sufficient to meet the wants and requirements of said county; and the commissioners of said county are hereby authorized and required to pay, out of the treasury of the county, all sums expended in erecting the same, upon warrants drawn by said directors.

SECTION 3. That all moneys, realized from the sale of any, or all, of said lands, shall be paid into the treasury of Lancaster county.

SECTION 4. That the act authorizing the directors of the poor and house of employment of Lancaster county to sell real estate, and erect a county hospital and asylum for insane, idiotic and sick paupers, approved March ninth, one thousand eight hundred and sixty-five, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 492.

## An Act

To attach certain lands and persons, in Menallen township, Fayette county, to South Union township, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lands of Jasper M. Thompson and Samuel Maxley, situate in Menallen township, Fayette county, whereon they respectively reside, be attached to South Union township, in said county, for school purposes; and that the said Jasper M. Thompson and Samuel Maxley, and all persons who now, or may hereafter, reside on said lands, shall pay their school



taxes to, and be entitled to school privileges in, the said township of South Union.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 493.

## An Act

To authorize the borough of Warren to borrow money.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate officers of the borough of Warren be and they are hereby authorized to borrow a sum of money, not exceeding six thousand dollars, for the purpose of constructing an embankment, along the shores of the Allegheny river, in said borough, and to give certificates therefor, bearing interest, not exceeding six per centum per annum, and to levy and collect, annually, for the purpose of paying said certificates, a tax, not exceeding one per cent. on the dollar of the valuation for county purposes, in addition to the amount of tax now authorized, by law, to be collected, in the same manner, and from the same subjects of taxation, as borough taxes are now collected: *Provided*, That said certificates shall not be disposed of at less than par value: *And provided further*, That such loan shall be subject only to the payment of state taxes.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 494.

## An Act

To increase the pay of certain officers, in Forest county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act to increase the pay of commissioners, auditors, supervisors and assessors, in the counties of Clarion and Jefferson," be and the same are hereby extended to Forest county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 495.

## An Act

To legalize the acts of the road commissioners of the township of Pinegrove, in the county of Warren, in issuing bonds, and levying and collecting tax to pay the same.

WHEREAS, It became necessary for the road commissioners of the township of Pinegrove, in the county of Warren, and state of Pennsylvania, in the fall of one thousand eight hundred and sixty-four, to issue bonds for the payment of six hundred dollars to each volunteer, who enlisted to fill the quota of said township, under the call of the President of the United States for volunteers :

*And whereas,* It was requested, by a meeting of the taxpayers of said township, that the said commissioners should issue bonds, and levy and collect tax to pay said bonds, given to pay said volunteers, and said bonds are unpaid, which con-

stituted a part of the six hundred dollars paid to each volunteer; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the acts of said road commissioners, in issuing the bonds, in the manner and for the purpose indicated, in the foregoing preamble, and all proceedings of said road commissioners, relative thereto, be and the same are hereby legalized and made valid, and the road commissioners, of said township of Pinegrove, are hereby authorized to levy and collect a tax for the payment of said bonds; and all acts, or parts of acts, inconsistent herewith, are hereby repealed: *Provided,* That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 496.

## An Act

To authorize the burgess and town council of the borough of New Brighton, Beaver county, to vacate a certain alley, in said borough, and open another alley in lieu thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of New Brighton, in the county of Beaver, be and they are hereby authorized and empowered, by the enacting of an ordinance for that purpose, to vacate a certain unnamed alley, in said borough, extending from Broadway street, along the southern line of lot numbered two hundred and sixty-one, in the general plan of lots of said borough, to Canal street; which said alley was laid out, and appropriated to public use, by David Townsend, the original owner and proprietor of the ground upon which that portion of said borough is located; and in lieu

thereof, to lay out and open, for public use, an alley of the same width, beginning at Main street, and extending thence to Canal street, in such direction, as that the southern line thereof shall correspond with, and be a direct continuation of the southern line of Harmony street, in said borough : *Provided*, The property holders, through whose property the same may be laid, will release all claims to damages, on account of the laying out and opening such new alley, before the alley as presently located shall be vacated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 497.

## An Act

Authorizing the school directors of the borough of Riceville, in the county of Crawford, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the borough of Riceville, in the county of Crawford, be and they are hereby authorized to borrow a sum of money, not exceeding four thousand dollars, at as low a rate of interest as possible, to be expended in the erection of a school house, to be used for a graded school, and to issue their bonds therefor, or give security, by mortgage, upon the school property.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.



No. 498.

## An Act

Relating to the levying and collection of bounty taxes, in the township of Auburn, in the county of Susquehanna.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bounty taxes, levied by the school directors of Auburn township, in Susquehanna county, to pay volunteers a sum, not exceeding four hundred and twenty-five dollars each, and to re-pay money loaned to pay any volunteers who have heretofore enlisted, and been credited in the quota of said township, are hereby legalized; and the settlement, by said directors, of the account of the treasurer of said fund, shall be *prima facie* evidence of its correctness, in all settlements of the same, before auditors, or otherwise: *Provided*, Nothing in this act shall authorize, or allow, the collection of said tax from any person who is now, or has been, an officer, or soldier, in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 499.

## An Act

Relative to the service of summons on jurors, in Allegheny county, and regulating compensation.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all jurors hereafter drawn, in the county of Allegheny,

shall be served in the same manner as original writs of summons; and the sheriff shall receive the same compensation (mileage excepted) as allowed for service of said writs; and that from and after the passage of this act the pay of jurors, in the county of Allegheny, shall be two dollars and fifty cents per day.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 500.

## An Act

Supplementary to, and to construe, the act, entitled "An Act to appropriate certain fines and penalties, imposed by the courts of Franklin, Adams, Somerset and Fulton counties, for the use of a law library, to be kept in the court houses of said counties," approved March the seventeenth, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions construed.

That the true intent and meaning of the act, entitled "An Act to appropriate certain fines and penalties, imposed by the courts of Franklin, Adams, Somerset and Fulton counties," approved March seventeenth, one thousand eight hundred and sixty-five, is and is hereby declared to be to embrace, under the terms fines and penalties, all forfeited recognizances in the said courts, from the passage of said act and hereafter.

Forfeited recognizances, collection of, relative to.

SECTION 2. That it shall be the duties of the clerks of the criminal courts, of the several counties named in the act to which this is a supplement, to prepare certified lists of all recognizances forfeited at each term of the said courts, within ten days after the close of such term, and deliver the same to the district attorney of the proper county, whose duty it shall be to proceed forthwith to collect such recognizances, by suit, or otherwise, and to pay over the amounts thereof as soon as collected, to the treasurer of the committee of members of the bar, of such county, appointed by the court, under the pro-

Proceeds, how to be applied.

visions of the original act, to which this is a supplement, to be applied as provided by said act

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 501.

## A Supplement

To an act passed May sixteenth, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to authorize the erection of a free bridge over the river Schuylkill, at South street, in the city of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Samnel Field, John H. Holmes, A. J. Drexel, Clarence H. Clark, John Welsh, Adolph E. Borie, John K. Findlay, Henry M. Philips, Moses A. Dropsie, William B. Mann, John L. Lawson, John Leigh, Wm. Perry, Matthew M'Caw, John Kater, James Smyth, Q. C. Brown, Wm. J. Pollock, Charles F. Lex and Andrew M. Eastwick are hereby created a commission to build said bridge, across said river, at South street, and are hereby required to commence the erection of the same within twelve calendar months from the passage of this act; and it is further provided, that the aforesaid commissioners shall have full power to create a loan, not exceeding six hundred thousand dollars, payable, by the city of Philadelphia, forty years from the date of said loan, negotiable, at not a less rate than par, the same to bear interest, at the rate of six per cent. per annum; and certificates thereof shall pass, by delivery, as in cases of negotiable paper; and that no certificate shall be issued for a less sum than one hundred dollars.

Commissioners.

Required to erect a certain bridge, &c.

Loan authorized.

Interest.

Certificates.

SECTION 2. The said commissioners shall deposit all money, arising from the sale of the aforesaid loan of six hundred thousand dollars, with the treasurer of the city of Philadelphia; and the president of said commission shall have full power to draw checks, countersigned by the secretary of the same, and approved by a majority of the said commission, and shall be expended for no other purpose than the construction of said bridge.

Proceeds of loan, how deposited and expended.

Certain provisions repealed.

SECTION 3. That so much of section four of an act passed April eighteen, eighteen hundred and sixty-one, entitled "An Act to incorporate the Lombard and South Street Railway," as allows the Lombard and South Street and the Darby railway companies to use the said bridge, without consent of councils, is hereby repealed; and that so much of section first as limits the cost of said bridge to two hundred and fifty thousand dollars, and so much of section second as authorizes the creation of a loan of two hundred and fifty thousand dollars, are hereby repealed.

Vacancies, how filled.

SECTION 4. That in case of the failure of any of the within-named commission to serve, the judges of the court of common pleas, for the city and county of Philadelphia, shall have full power, and are hereby required, to supply such vacancy; and in case any vacancy shall occur, in said commission, after their acceptance, the remaining members of the same, or a majority thereof, are hereby authorized and required to fill the same, within thirty days after such vacancy shall occur; and upon their failing to do so, within that time, then the judges of the court, aforesaid, are authorized and required to fill such vacancy, within thirty days after the refusal of said commission to fill the same: *Provided*, That if the councils of Philadelphia shall, before the first day of July, Anno Domini eighteen hundred and sixty-seven, enter into contract, and commence the erection of a free bridge over the river Schuylkill, at South street, then the powers of said commissioners shall be vested in the councils of Philadelphia.

Proviso.

On certain condition, powers of commissioners to vest in city councils.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 502.

## An Act

To incorporate the Carriers Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Lloyd Chamberlain, Charles Thomason, A. Knight, James Woolman, W. Cunningham and W. Giesse, their asso-

Corporators.



ciates, successors and assigns, be and they are hereby created a body politic, by the name, style and title of the Carriers Name. Company, and by such name, style and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting, own- Powers and pri-  
ing, receiving, leasing and holding, in the said corporate privileges.  
name, any property, real, personal and mixed, which may be necessary for the use of the said company, and of contracting and being contracted with, relative to the business of the cor-  
poration; and may have a common seal, and the same alter, Seal.  
or renew, at pleasure; and upon the filing of a certificate, setting forth the facts, in the office of the secretary of the Change of title,  
commonwealth, may change the style and title of said corpo- relative to.  
ration, and may make and adopt by-laws, and do all other By-laws.  
matters and things necessary to promote the objects of said company, not contrary to the provisions of this act, or the laws of this state, or of the United States.

SECTION 2. That the capital stock of the company shall con- Capital stock.  
sist of one thousand shares, of twenty-five dollars each: *Pro-*  
*vided*, That the said company may, from time to time, by a Proviso.  
vote of the stockholders, increase the capital stock to an amount sufficient to complete and carry on the business of the said company, as the same may be deemed necessary.

SECTION 3. That the business of said company shall be the Nature of busi-  
receipt, safe keeping, conveyance and delivery of articles of ness.  
personal property, goods and merchandize, upon such terms as may be agreed upon, or set forth in the by-laws, or regu-  
lations, of the company: *Provided*, That nothing herein contained shall be construed to give the said corporation any Proviso.  
banking privileges, or to authorize any advances of money upon any goods, or commodities.

SECTION 4. That the persons named in this, or any four of them, shall call a meeting, within six months from the pas-  
sage of this act, of the corporate body hereby created, giving ten days' notice of the time and place of holding the same, in Notice.  
at least one newspaper, in the county of Philadelphia, for the purpose of choosing a president and three directors, with President and  
the president, shall constitute the board of directors, for the directors, elec-  
management of the affairs of the corporation; and such board tion of, relative  
may elect such other officers as may be deemed necessary; to.  
and such board shall continue in office for one year from the date of their election, or until their successors are duly chosen, and shall exercise all the powers pertaining to the business of the corporation.

SECTION 5. That the annual meetings of the corporation Annual meet-  
shall be held at such times and places as may be designated ings.  
in the by-laws: *Provided*, That ten days' previous notice of Proviso.  
any such meeting shall first be given, in two newspapers, published in the county of Philadelphia, in which the time and Notice.  
place of such meeting shall be distinctly set forth; that at each and every election for officers, each share of stock shall entitle the holder thereof to one vote, to be given by ballot, Votes.  
and stockholders may be represented by proxy; that the said Proxies.  
corporation may have power to unite, or connect, by contract,

Authorized to  
unite with other  
corporations,  
&c.

Agreement to  
be filed.

Principal office.

with other persons, or corporations, or to form a union with them; and the stock thereupon may form a common stock, upon such terms companies, or associations, may agree upon; and when such union shall be effected, and a true copy of the agreement made shall have been filed in the office of the secretary of the commonwealth, the stockholders of the said companies shall become one body politic and corporate, under such name and title as they shall adopt and agree upon, and embody in their certificate, with all the rights and privileges of the respective corporations, or associations.

SECTION 6. That the principal office for the transaction of the business of the company shall be in the city of Philadelphia, but it shall be lawful for the company to establish other offices, where their business is located.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 503.

## An Act

Authorizing the collection of a tax, in Jackson township, Dauphin county, and Jefferson township, Berks county, to refund money advanced to pay bounties to volunteers.

Preamble.

WHEREAS, At the time of filling the quota of the township of Jackson, in the county of Dauphin, under the call of the President, preceding the last, it was generally agreed that each person liable to draft, in said township, should pay the sum of forty dollars, in order to make up the excess of bounty, over three hundred dollars, on the faith of which, sundry persons advanced the money, and the quota was filled:

*And whereas,* Many of the persons, who then promised, now refuse to pay, whereby injustice is done to those who raised the money for their benefit; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

School directors  
authorized to  
levy a *per capita*  
tax.

That the school directors of said township be and they are hereby authorized to levy a tax of twenty dollars, on each person who was liable to draft in said township, at the time of filling said quota, to be applied towards re-imbursing the

money so advanced, and levy a further tax upon all property made liable to taxation, for county purposes, in said township, sufficient, with said *per capita* tax, to fully refund the sum advanced to pay bounties as aforesaid, with interest and costs; said taxes to be levied and collected, in the same manner as other like taxes are now, by law, collected: *Provided*, That no tax shall be assessed, or collected, from any person who served as a soldier, not less than three years, in the present war, or being in such service, was regularly mustered out at its close: *And provided further*, That no compensation shall be given to the treasurer of said township for receiving and paying out the said money

Proviso.

Township treasurer not to receive compensation.

SECTION 2. That the school directors of Jefferson township, Berks county, be and they are hereby required to levy and collect a bounty tax, sufficient to refund the money paid by drafted men, under the last call of the President of the United States; said tax to be levied and collected as bounty taxes have heretofore been levied and collected: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

School directors of Jefferson township, Berks county, authorized to levy bounty tax.

Exemptions.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 504.

## An Act

To extend to the mayors and police of the cities of Pittsburg and Allegheny the fee bill, relating to justices, aldermen and constables, in Allegheny county, and to define the powers of the police.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the true intent and meaning of the act, approved March twenty-one, one thousand eight hundred and sixty-five, was that the mayors of the cities of Pittsburg and Allegheny



should be entitled to the same fees as were therein allowed to the aldermen and justices of the peace of Allegheny county; and that the mayor's police of said cities should also be entitled to the same fees allowed to the constables of Allegheny county, by the act, approved March sixteen, one thousand eight hundred and sixty-five; and that the said police force, in making arrests, or in case of resistance, entitled to exercise all the authority given to constables by existing laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 505.

## An Act

Authorizing the Morris Run Coal Company to borrow money.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
issue bonds.

That it shall be lawful for the Morris Run Coal Company to issue bonds of the company, payable at any time, or times, within ten years from their date and issue, with interest, not exceeding the rate of eight per cent. per annum, payable semi-annually, for such sum and sums as may be necessary, for the purposes of their business, altogether, not more than the sum of three hundred and fifty thousand dollars, and may dispose of the same on such terms as they deem proper.

Limitation.

To secure pay-  
ment of same by  
mortgage.

**SECTION 2.** It shall further be lawful for the said company to secure the payment of the principal and interest of said bonds, by a mortgage upon all, or any part, of the real estate, and leasehold estate held by said company, in the county of Tioga, in the state of Pennsylvania, or elsewhere.

When act to go  
into effect.

**SECTION 3.** This act shall not go into effect until approved by a majority of the stockholders, at a special meeting convened for that purpose, after twenty days' notice; and the said stockholders shall select a suitable person as trustee, to whom the mortgage, authorized by the second section of this



act, shall be made payable; and the board of directors shall carry into effect the provisions of this act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 506.

## An Act

Authorizing the Connellsville and Southern Pennsylvania Railway Company to construct a railroad from Connellsville to Pittsburg, with branches, extending the time for commencing, and repealing the limitation as to the time of constructing the main line of said company, authorizing connections with roads chartered by the state of Virginia, or Western Virginia, and changing the time of the annual meetings of the stockholders of said company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the Connellsville and Southern Pennsylvania railway to construct a railroad from a point at, or near, the town of Connellsville, in Fayette county, to a point at, or near, the city of Pittsburg, and to connect said railroad at either, or both, of its termini, with any other railroad constructed, or to be constructed, and to construct branches from the located route of said railroad, and either before, or after, its completion, to such points as the board of directors may deem advisable; and the said company shall have, in all other respects, the same powers, and be subject to the same restrictions, in regard to the road and branches hereby authorized, that are contained in the act incorporating said company, in regard to the road and branches thereby authorized.

Construction of road from Connellsville to Pittsburg, with branches, authorized.

Subject to.

**SECTION 2.** That so much of the said act, incorporating the said Connellsville and Southern Pennsylvania Railway Company, as limits the time for the construction of the main line of their road to three years from the passage thereof, be and the same is

Repeal of limitation as to the time for the construction of main line.

Connections  
with roads  
chartered by  
Virginia, or  
West Virginia,  
authorized.

Time of holding  
annual meet-  
ings fixed.

hereby repealed ; and that the time for the commencement of the construction thereof shall be extended for one year, and the time for its completion to eight years, from the passage of this act ; and that said company shall have the same power, by branches, or otherwise, to connect their road with any road incorporated by the state of Virginia, or West Virginia, to the same extent that they have now, by law, the right to connect their road with any road authorized by the state of Maryland.

SECTION 3. That the time of holding all annual meetings of the stockholders of said company, subsequent to the passage of this act, be and the same is hereby fixed for the first Wednesday of March ; and all laws of this commonwealth, relating to said company, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 507.

## A Supplement

To an act to incorporate the city of Chester, in the county of Delaware, approved the fourteenth day of February, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of the said act, incorporating the said city, as requires any by-law, ordinance, resolution, or regulation, of the council of the said city, or any notice, matter, or thing, whatsoever, touching, or relating, to the said city, or any matter pertaining thereto, to be published in two newspapers, published in the said city, is hereby repealed ; and the publication of the said by-law, ordinance, resolution, or regulation, notice, matter, or thing, in one newspaper, published in the said city, for the time, or times, designated in the said act, shall be lawful and binding, to all intents and purposes ; and all elections already held, or hereafter to be held, shall be

deemed valid and effectual, to all intents and purposes, if such publication has been made in one newspaper, as aforesaid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 508.

## An Act

To authorize the surveyor general to issue a patent for a certain lot, in the city of Philadelphia.

WHEREAS, Frederick Alexander Preston Pigon, and those under whom he claims, have, for more than seventy years, had continuous, undisputed possession of a certain lot, or piece, of ground, situated in the city of Philadelphia, and bounded and described as follows: Beginning at a point on the line of Cherry street, between Nineteenth street, formerly Schuylkill Fourth, and Twentieth street, formerly Schuylkill Third, and one hundred and thirty-three feet six inches from the west line of said Nineteenth street, and running thence, at right angles, to the line of said Cherry street, two hundred and eighty-eight feet, by other land of said Pigon, to the line of Race street, formerly Sassafras; thence, by the line of said Race street, towards said Twentieth street, forty-nine feet six inches; thence, at right angles, to said Race street, by land of some person unknown, two hundred and eighty-eight feet, to the line of said Cherry street; thence, at right angles, by the line of said Cherry street, forty-nine feet six inches, to the place of beginning:

Preamble.

And whereas, It appears by the records, in the office of the surveyor general of this commonwealth, that said lot was granted by the commonwealth, or the proprietary government, at an early date, but no return of survey, upon which to base a patent, can now be found in said office; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the surveyor of the third district of the city and county of Philadelphia be and he is hereby authorized and required, on request, and payment of the usual fee for like services, by

Surveyor of third district of Philadelphia to return to surveyor general certain draft.

said Frederick Alexander Preston Pigon, to return into the office of the surveyor general of this commonwealth, a draft of survey of said above described lot, or piece, of ground.

Upon receipt of draft, surveyor general to issue patent. SECTION 2. That upon receiving said draft of survey, it shall be the duty of said surveyor general, and he is hereby required, to file the same in his office, and on payment of the usual fees, to issue to said Frederick Alexander Preston Pigon, in the name of this commonwealth, and in the usual form, a patent for said lot, or piece, of ground, which shall vest in said patentee, his heirs and assigns, the entire title and estate of the commonwealth in and to the same, as fully, and to the same extent, as in the case of a patent issued under the general land laws of this commonwealth.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 509.

## An Act

To legalize the action of the chief burgess and town council of the borough of Sunbury, in the county of Northumberland, in the appropriation of money for county purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the chief burgess and town council of the borough of Sunbury, in the county of Northumberland, in appropriating the sum of five thousand dollars toward the costs and expense of the erection of a new court house, in the said borough of Sunbury, is hereby legalized and made valid and binding; and said authorities shall have power and are hereby required to levy and collect, as other borough taxes are levied and collected, a tax sufficient to pay the said sum of five thousand dollars; and that they are hereby required to pay the same into the treasury of Northumberland county,



for the use of said county, on, or before, the first day of May, Anno Domini one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 510.

## An Act

Providing for the registry of judgments, in the county of Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall be the duty of the prothonotary of Warren county, to enter, in a register, all such unsatisfied judgments, awards of arbitrators, and other matters, entered upon the docket, now in use, in such manner that the name of the plaintiff shall precede that of the defendant, and in such manner that the entries, so made, shall follow each other, in the order of time in which the same were made, and so that the same shall present the term and number of the case, the estate, and in case said judgment, or award, or other matter, be for a sum certain, the amount thereof; and that hereafter it shall be the duty of the said prothonotary to keep such register, in addition to the judgment docket, now, by law, required to be kept; and when execution, or *scire facias*, shall be issued, or judgment, award, or other matter, be satisfied, a note thereof shall be made on such register.

Registry of judgments, relative to.

SECTION 2. That the fee of the prothonotary, for the entries required by the first section of this act, shall be ten cents for each case.

Fee of prothonotary.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 511.

**An Act**

To change the name of the National Iron Armor Company of Chester, and to reduce the par value of the shares of capital stock of said company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act the name of the National Iron Armor Company of Chester shall be the United States Iron Armor and Steel Manufacturing Company of Chester, and that the par value of each share of the capital stock of said company shall be one hundred dollars.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The fifth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 512.

**An Act**

To incorporate the Pawnee Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

Title.

Powers and  
privileges.

May hold lands,  
&c.

*That H. M. Alexander, D. Bradley Lee, Samuel Borrowe, E. Boudinot Colt, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Pawnee Coal Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of purchasing, holding, granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Luzerne county, and to obtain therefrom any and all minerals, coals and other valuable substances, whether by working, or opening, leasing, or dis-*

posing privileges to work, or mine, or mortgage, or sell, such lands, or any part thereof, and to erect houses and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to manufacture cars, tools and other machinery, and to transport and dispose of the products of all such lands, mines, works and other personal property, as they may deem proper: *Provided*, That the said company shall not hold, at any time, any greater amount of land than permitted by the laws of this commonwealth. *Proviso.*

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed. *Certificates of stock, &c., relative to. Proviso.*

SECTION 3. That the corporators, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws. *Directors. Quorum.*

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, in, or near, Scranton, and to have their principal office in the state of Pennsylvania; at which place it shall be lawful to hold all meetings for the transaction of the business of the company; and the said company shall pay into the state treasury a bonus of one-half of one per cent. on its capital stock, payable in four equal, annual, instalments. *Location of principal office, &c. Bonus.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Pawnee Coal Company," was presented to the governor, on the twenty-third day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, April 6, 1866.

No. 513.

## An Act

To incorporate the Philadelphia Chamber of Commerce.

Preamble.

WHEREAS, It is deemed advisable and proper to erect a building, in the city of Philadelphia, for the purpose of affording accommodations for corporations, institutions and individuals, for the promotion of the general commercial interests of said city ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Corporators.

That James A. Wright, Henry Budd, Alexander G. Cattell, Howard Hinchman, John H. Michener, George L. Buzby, Joseph S. Perot, Nathan Brooke, Christian J. Hoffman, William Bumm, Conrad S. Grove, Theodore Wilson, Louis D. Baugh, Henry Winsor, John Mason, Junior, Seneca E. Malone, Samuel Hartranft, Charles H. Cummings, Edward Siter and Samuel L. Ward, and their associates, and all persons who now are, or hereafter may be, holders of the stock hereinafter mentioned, shall be, and they are hereby declared to be, a body corporate, by the style and title of the Philadelphia Chamber of Commerce, to have perpetual succession, to be capable, in law, of suing and being sued, to have a common seal, and to purchase, take and hold, and by gift, grant, demise, bargain and sale, and by and other lawful means, to acquire and possess such real estate as may be necessary and proper for the construction of a building, to be styled the Philadelphia Chamber of Commerce, for the accommodation and use of such corporations, institutions and individuals, acceptable to the board of directors, as may desire to have apartments therein.

Title.

Powers and privileges.

Seal.

May hold real estate, &c.

Capital stock.

SECTION 2. That the capital stock of the said corporation shall be two hundred thousand dollars, (\$200,000,) which shall be divided into two thousand shares, of one hundred dollars (\$100) each, and that it shall be held as personal property, and as such transferable, under such regulations as the corporation shall deem advisable.

General meeting.

President, treasurer and managers, relative to.

SECTION 3. That a general meeting of the stockholders of the said corporation shall be held annually for the election of a president, treasurer and eight managers, and for the transaction of other business ; the officers, so elected, excepting the treasurer, shall constitute a board of directors, and shall have power to fill vacancies that may occur therein, and shall continue in office until their successors are elected ; but if such meeting, or election, shall not take place at the time appointed, the corporation shall not, for that cause, be dissolved, but such meeting, or election, shall take place as soon thereafter as may be practicable: *Provided*, That one week's public notice thereof

Proviso.



be first given, in three, or more, daily newspapers, published in the city of Philadelphia.

SECTION 4. That the corporation shall have such powers, Powers defined. only, as shall be proper and convenient for the holding, constructing, using and beneficially enjoying the property hereinbefore referred to, and the income and proceeds thereof; and until other officers shall be duly elected, the persons named in the first section of this act shall be held to be the managers of the said corporation, and shall have power and authority as such. Corporators to be managers, until first election.

SECTION 5. That at all meetings of stockholders, the representatives of one-third the whole amount of the capital stock of said corporation shall constitute a quorum for the transaction of business; and the stockholders present, either in person or by proxy, shall be entitled to one vote for each share of stock held by them; and they shall have power to enact by-laws for the government of the said corporation: *Provided*, Stockholders' meetings. Quorum. Proxies. By-laws. Proviso. The said by-laws are not repugnant to, or inconsistent with, any of the provisions of this enactment, nor to the laws of the United States, or of this commonwealth.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 514.

## An Act

To confirm the title of John H. Jones to certain real estate, in the city of Philadelphia.

WHEREAS, Harvey Thomas and Elwood Thomas, executors, Preamble. by indenture dated the eleventh day of November, one thousand eight hundred and fifty-nine, recorded, at Philadelphia, in deed book A. D. B. number ninety, page five hundred and eighteen, granted and conveyed unto Hannah G. Attmore, wife of John Attmore, a lot of ground, on the north-west side of Herman street, in the late borough of Germantown, to have and to hold the same, to the only proper use and behoof of the said Hannah G. Attmore, her heirs, or assigns, forever, in the same manner, and as fully and effectually, to her own separate use, benefit and behoof, as though she was single and unmarried:

*And whereas,* The said John Attmore and Hannah G., his wife, bargained, sold and conveyed the said lot of ground, and the messuage thereon erected, to one Enoch G. Hopkins, for the sum of three thousand five hundred dollars :

*And whereas,* The consideration of this last indenture was actually received, by the said Hannah G. Attmore, for her own use and benefit :

*And whereas,* The said Enoch G. Hopkins and wife, by indenture dated the fourteenth day of July, one thousand eight hundred and sixty-four, and recorded, at Philadelphia, in deed book L. R. B. number forty-six, page two hundred and sixty-six, for a valuable consideration, granted and conveyed the same premises to John H. Jones; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Court authorized to confirm, upon petition, title to certain real estate.

That the court of common pleas, for the city and county of Philadelphia, be and the same is hereby given jurisdiction and authority, upon the petition of the said John H. Jones, and proof of the above facts, to ratify and confirm the title of the said John H. Jones to the said premises, as if the same had been sold and conveyed by the said John Attmore and Hannah G., his wife, under the previous authority of the said court; and to authorize and direct the said John Attmore and Hannah G., his wife, to execute a sufficient deed of release and confirmation unto the said John H. Jones, his heirs and assigns, without security.

And to direct deed to be executed therefor.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 515.

## An Act

To vacate a part of Front street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that part of Front street, in the city of Philadelphia, described as follows, viz : At the north-east corner of Front

street and Columbia avenue, late Montgomery street, in the city of Philadelphia, containing twelve feet five and three-fourths inches, on the south line, and extending northwardly one hundred and sixty-five feet nine and five-eighths inches, to a point, be and the same is hereby vacated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 516.

## An Act

To vacate part of Turner's lane, in the Twentieth ward, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Turner's lane, in the Twentieth ward, of the city of Philadelphia, extending from the east side of Twenty-fourth street, south-westwardly to the east side of Twenty-sixth street, be and the same is hereby vacated; and the title to the soil over which the same now passes, be and the same is hereby vested, in fee simple, in the several owners of the ground fronting on the said lane respectively; each owner to have and take that part of said lane, lying in front of his, or her, ground, to the middle thereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 517.

*An Act*

To enable Andrew C. Craig, administrator of Joseph B. Craig, deceased, to sell real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Andrew C. Craig, administrator of Joseph B. Craig, deceased, shall be and he is hereby authorized and empowered to sell and dispose of, either at public, or private, sale, all, or any part, of the real estate of which the said Joseph B. Craig died seized, and now belonging to Andrew C. Craig, Junior, and Florence Craig, minor children of the said Joseph B. Craig, deceased, situate in the state of Pennsylvania, or elsewhere, in the United States of America, and whether held in severalty, or in common, with the said Andrew C. Craig, or any other person, or persons, at any time, and from time to time, during the minority of the said children, or either of them, and to receive, and receipt for, the consideration of moneys, or other securities, therefor, and to grant and convey the same, in fee simple, to the purchaser, or purchasers, thereof, and with, or without, the reservation of any ground rent, or other rents, and such yearly ground rent, or rents, to sell, assign, release, or extinguish, as he, in his discretion, shall deem proper, and to make, execute and deliver, good and sufficient deeds, or other assurances in the law, for carrying such sales into effect; and to join in any proceedings for the division, or partition, of the whole, or any part, of the said real estate, held in common with any other person, or persons, and to execute, acknowledge and deliver, good and effectual deeds, or other assurances, for carrying such division, or partition, into effect, and to receive, or pay, any sum, or sums, of money, for equality of partition, and to make, execute and deliver, all necessary and proper releases, or other assurances in the law, which may be deemed necessary, or proper, in the premises: *Provided*, That before the said administrator shall sell any real estate, under the provisions of this act, he shall file, in the orphans' court, of the county where such property is located, a bond, with such security as shall be approved by said court, for the faithful application of the funds of said sale.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 518.

## An Act

To increase the capital stock of the Philadelphia Fire Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the capital stock authorized to be issued by the Philadelphia Fire Insurance Company, be increased from two hundred thousand dollars to three hundred thousand dollars, to be divided into twenty thousand shares, of fifteen dollars each share: *Provided,* That the said company shall pay one half of one per cent. on the amount of said increase of capital stock, payable in four equal annual instalments; the first payment thereof to be made in one year after the passage of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 519.

## An Act

To authorize the town council of the borough of Gettysburg to borrow money and collect taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Gettysburg, in the county of Adams, shall have power to borrow money, for the use of the borough, not exceeding, in the whole, three dollars on every hundred dollars of the assessed value of real and personal property, in the borough, as assessed for county purposes, and issue certificates therefor, in sums not less than one  
Authorized to borrow money.  
Limitation.  
Certificates.

Proviso. hundred dollars, and bearing interest not exceeding six per cent : *Provided*, That the same shall not be disposed of for less than par value, and that the money, so loaned, shall be taxable only for state purposes.

Tax authorized. SECTION 2. That said town council shall further have power to levy and collect, annually, for borough purposes, a tax not exceeding one cent on the dollar of the valuation aforesaid, as provided by law, on all property, persons and things, in said borough, taxable, by law, for county purposes.

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 520.

## An Act

To incorporate sundry Baptist churches, in Cambria, Blair, Huntingdon, Mifflin, Juniata and Centre counties, called the Centre Association of Independent, or Regular, Baptist Churches.

Preamble.

WHEREAS, The Centre Association of Independent, or Regular, Baptist Churches, composed of delegates from several Baptist churches, formed for the purpose of promoting the cause of true religion, within the several charges of which it may be composed, by means of fraternal intercourse, mutual counsel and the various exercises of Christian fellowship, and also the cause of foreign missions and other benevolent plans, now cherished and supported by evangelical Christians, has acquired property, for the purpose of promoting religion and learning among them, and are desirous of obtaining a charter of incorporation, to secure said property, and encouraging additions thereto, and the better to enable them to promote the end of their institutions ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.

That the Centre Association of Independent Baptist Churches, in the state of Pennsylvania, consisting of representatives and delegates of the churches now associated, and of all that may hereafter associate, is hereby erected in a body politic and corporation, in deed and in law, by the name, style and title of the

Centre Association of Independent Baptist Churches, and by the same name shall have perpetual succession, and be able to sue and be sued, in all courts of law, or elsewhere, and shall be able and capable, in law and equity, to take and hold lands, tenements, goods and chattels, of whatever kind, or nature, or quality, real, personal and mixed, which are now, or hereafter shall become, the property of the said association, by gift, grant, bargain, sale, conveyance, will, devise, bequest, or otherwise, from any person, or persons, capable of making the same, and the same to grant, bargain, sell, or dispose of, and also to manage and improve the same, according to the terms of the donation, or demise, and to the purposes, trusts and uses for which they shall be seized thereof, and to have and use a common seal: *Provided*, That the general income of said real and personal estate shall not, at any time exceed the sum of five thousand (\$5,000) dollars per annum.

SECTION 2. That the said association shall be authorized to take the charge, superintendence and disposal of any churches, and the property belonging to said churches, that are connected with said association, and that have ceased to exist by reason of the death, or removal, of their members, and shall make such an appropriation, of the proceeds arising from said property, as to them shall seem proper.

SECTION 3. That the affairs of the corporation shall be managed and superintended by a board of seven trustees, to be elected at the annual meeting of the association, by the delegates present, on Friday, before the first Lord's day, in September of every year; and upon failure to elect trustees, at said annual meeting, then the trustees, previously elected, to continue in office until their successors are chosen; and that Martin Bell, Robert M'Devitt, A. M. Lloyd, William B. Leas, R. L. Shirk, John Strong and G. D. Thomas shall be the trustees until an election is made by the delegates, at the next annual meeting of the association; said trustees shall, annually, elect, from among their number, a president and secretary, who shall always be re-eligible; in the absence of the president, a president *pro tem.* shall be elected; they shall also elect a treasurer, who shall give security, as the trustees may require, for the trust reposed in him.

SECTION 4. That the trustees shall meet annually at ten o'clock A. M., of Friday, in the week, and at the place when and where the association meets for the transaction of business; and the president, with the advice, in writing, of three trustees, shall have the right to call special meetings of the incorporators, giving fifteen days' notice, and when met, four shall constitute a quorum; and all trustees are to be lay members, and they shall have power to enact the necessary by-laws, rules and regulations for the well-ordering and government of said corporation, the same being not inconsistent with the constitution and laws of this state, or the United States; and a record of the proceedings of the board shall be kept, in a book provided for the purpose; and the funds of the association shall be applied to promote the objects of the institution, as the trustees may deem expedient.

Title.

Privileges.

May hold real estate, &amp;c.

Seal.

Proviso.

Care and disposal of churches, and church property, relative to.

Proceeds, how to be applied.

Trustees.

Annual meeting.

Elections, relative to.

Trustees appointed hereby.

President, secretary and treasurer, election of, relative to.

Annual meeting, time and place of.

Special meeting, how called.

Quorum.

Trustees to be lay members.

Record of proceedings.

Funds, how to be applied.

Reservation.

SECTION 5. That the legislature reserve the right of modifying, or resuming, the powers and privileges hereby granted.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 521.

## An Act

To incorporate the Schuylkill Valley Mutual Fire Insurance Company of Norristown.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That M. C. Boyer, Duncan White, William B. Rambo, Morgan R. Wills, H. N. Stephens, Algernon S. Jenkins, William Rositer, J. G. Ralston and Elijah Thomas are hereby appointed commissioners, who, or a majority of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name, style and title of the Schuylkill Valley Mutual Fire Insurance Company of Norristown, to be located in Norristown, Montgomery county, to be organized, and managed, according to the provisions of an act, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks designated in the first class, in seventh section of said act, and shall transact business upon the mutual principle exclusively.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 522.

## An Act

Authorizing the corporate authorities of the borough of Clearfield to levy and collect a tax to pay moneys borrowed to pay bounties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Clearfield shall be and they are hereby authorized to assess, levy and collect of, and from, the taxable property of said borough, a tax not exceeding ten mills on the dollar of the valuation thereof, to be applied toward the liquidation of the indebtedness incurred, by a committee of its citizens, under the direction of the borough authorities, in filling its quota of volunteers, under the last call of the President of the United States; and the surplus, if any, of said tax, shall be applied to the ordinary expenses of said borough: *Provided*, That said tax shall not be assessed, levied, or collected, off of any officer, or soldier, who may now be in the military service of the United States, or from any officer, or soldier, who has been in the volunteer military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 523.

## An Act

To vacate certain roads, in the manor of Bedford.

WHEREAS, The manor of Bedford, in the county of Bedford, was long since sub-divided by the proprietors, into out-lots and farms, and certain spaces, of the width of twenty feet,

were protracted and laid down on the draft of said sub-divisions, for roads between said sub-divisions :

*And whereas*, Many of said roads have never been opened, or used, as roads, and are upon and over ground that is not practicable for roads, and have been supplied by roads on other ground, that was convenient and practicable ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all such roads, as are laid down, and protracted on the draft of the manor of Bedford, which have never been opened and used as roads, be and the same are hereby vacated.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No 524.

## An Act

To incorporate the Derby Coal Company of the State of Pennsylvania.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Austin Church, Michael M. Van Buren, John C. Angel, William S. Davidson and James M. Nelson, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Derby Coal Company of the state of Pennsylvania ; by which name its corporators, and their successors, shall have perpetual succession, and enjoy all the privileges and franchises incident to corporations.

Title.

Capital stock.

**SECTION 2.** That the capital stock of said company shall be five hundred thousand dollars, divided into shares of one hundred dollars each, with the privilege to increase the same, from time to time, to an amount, not exceeding three million dollars ; said increase, and all transfers of stock, to be made at such times, and in such manner, as the by-laws of said company may prescribe.

Increase.

Transfers of stock.

Subscriptions, how payable.

**SECTION 3.** That subscriptions to the capital stock of said company may be paid in real, or personal, estate, appropriate

to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority, in interest, of the stockholders; and the said corporation may issue bonds, secured by mortgage, or otherwise, and sell the same at their market value, notwithstanding it may be less than par; but no bond shall be issued for a less amount than one hundred dollars.

May issue bonds  
and mortgage.

SECTION 4. That said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in the counties of Clearfield and Centre, not exceeding, in the whole, four thousand acres, at any one time, with power, by and with the unanimous consent of the directors of said company, to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have the right to prove and open mines, to mine and prepare for market coal, limestone, fire-clay and other minerals, et cetera, or to use and consume the same, and to transport said articles, or any of them, to market, and to dispose of the same, and to all such other acts and things as may be necessary, in the prosecution of said business, and also, to make all such improvements and erections as a successful prosecution of said business may require.

Powers and pri-  
vileges.

May hold lands,  
&c.

And open  
mines, &c.

SECTION 5. That any incorporated bank, railroad, coal, or iron, company shall have power to subscribe to the capital stock, or to purchase the bonds of said company; and such subscribers shall be represented, at the elections of said company, by such person, or person, as may be designated by the governing power of such subscribing corporation.

Certain corpo-  
rations may  
subscribe to  
capital stock.

SECTION 6. That the affairs of said company shall be managed and conducted by a board of five directors, one of whom shall be president; they shall be elected by ballot, within one year from the passage of this act, and annually thereafter, at such times and places as the by-laws may prescribe; and if, for any cause, the election of directors shall not take place at the time fixed, it shall be lawful to elect the same at any other time, after two weeks' public notice; and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers and in all elections, by the stockholders, each share of stock shall entitle the holder to one vote, in person, or by proxy.

President and  
board of direc-  
tors.

Election.

Notice.

Votes.

SECTION 7. That the said company shall have power to enact and establish by-laws, prescribing the number and duties of its officers, the manner of filling vacancies in the board of directors, the amount and times of declaring dividends, and all other needful rules and regulations, not inconsistent with the constitution and laws of this state, or of the United States; that the corporation shall have the power to hold and use a common seal, and the same to change, alter and amend at pleasure; and by the style and title aforesaid, shall be capable, in law, to sue and be sued, before any court in the commonwealth.

By-laws.

Vacancies.

Dividends.

Seal.

SECTION 8. That this act shall not go into effect until not less than six hundred shares of capital stock shall have been

When act to  
take effect.

subscribed, and at least fifty per cent. thereof paid in, of which a statement, containing the names of the subscribers, and the amounts subscribed and paid by each, shall be certified, by a majority of the corporators, herein named, to the governor, who shall therefrom issue letters patent to said corporators, or the survivors of them.

Letters patent.

Bonus.

Individual liability.

SECTION 9. That this corporation shall pay into the treasury a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal annual instalments, and such taxes on dividends as are, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided for in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 525.

## An Act

Authorizing the school directors of Latimore township, Adams county, to levy a tax, and issue bonds, to pay money raised to pay bounties to volunteers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Latimore, in the county of Adams, are hereby authorized and required to levy a tax upon all property, professions, trades and occupations, subject to taxation for state and county purposes, or issue bonds of said township, bearing interest, or both, or either, in their discretion, not exceeding six thousand dollars, to reimburse those persons, in said township, who furnished money, or became individually responsible therefor, to pay bounties, in excess of three hundred dollars, to volunteers who entered



the military service, and credited themselves to the quota of the said township of Latimore, under any requisition of the President of the United States; the said tax to include a *per capita* tax, and to be levied and assessed in accordance with the provisions of the act of twenty-fifth March, one thousand eight hundred and sixty-four, entitled "An Act relative to the payment of bounties to volunteers," and its supplements: *Provided*, That the tax to be levied, in pursuance of this act, with the other bounty taxes for which the said township is liable, shall not exceed two per centum of the adjusted valuation of said township, for state and county purposes, in any one year: *Provided*, That all officers, or enlisted soldiers, who served for nine months in the United States service, and were honorably discharged from said service, shall be exempt from the payment of said tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 526.

## An Act

To change the venue, in a certain case, from the county of Juniata to the county of Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain action of ejectment, now pending in the common pleas of the county of Juniata, brought by Robert C. Gallaher, against David M. Crawford and Thomas M. Leight, to December term, one thousand eight hundred and sixty-five, number fifty, being an action for a lot, or parcel, of ground, situate on the south-west corner of Bridge and Third streets, in the borough of Mifflintown, Juniata county, be removed from the said county of Juniata to the county of Snyder, for trial; and the prothonotary of the said county of Juniata shall certify the records to the prothonotary of the said county of Snyder; and the court of common pleas of said county of Snyder shall proceed to try the cause, with like effect as though brought in said court, but no trial shall take place without, at least, thirty days' notice to the parties.

Change of venue in certain action authorized.

Notice required.

Change of venue in certain other actions authorized.

SECTION 2. That all actions brought, or to be brought, by the said plaintiff, or defendants, or by any person, or persons, claiming title to the said lot of ground, either under David Walker, or John Riddle, or Samuel Riddle, or their grantees, or either of them, touching the said title, shall also be removed, for trial, to the county of Snyder, upon either party making oath, and filing the same of record, that the removal is not intended for delay, but that, in his opinion, a fair and impartial trial cannot be had in the county of Juniata.

Oath required.

Costs, how to be paid.

SECTION 3. That in all removal of the said ejectments, for trial, to the county of Snyder, the whole cost, to the county of Snyder, shall be paid by the county of Juniata, upon a draft of the county commissioners of the said county, on the treasurer of the county of Juniata, which shall be accompanied by a statement of the actual payments by the county commissioners of Snyder county.

Payment, how enforced.

SECTION 4. That after the final termination of any trial, in the county of Snyder, writs of *habere facias possessionem*, or other writs, for the collection of costs, shall issue from the court of Snyder to the sheriff of that county, who shall have full power to execute the said writs, in the county of Juniata, with like effect as though the said land was located within the county of Snyder; and that nothing in this act shall be so construed as to prevent, or interfere, with the right of Juniata county to collect all costs that were accrued, or may hereafter accrue, in said suits, after the final termination of them.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 527.

## An Act

To incorporate the Bloss Coal, Mining and Railroad Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Constant Cook, John Arnot, Charles Cook, Henry Sherwood, Franklin N. Drake, Ferral C. Dinning, Henry H. Cook, Lorenzo Webber, their associates, successors and assigns, be

and they are hereby constituted a body politic and corporate, by the name, style and title of the Bloss Coal, Mining and Title. Railroad Company, and that, as such, they may have a common seal, with power to break, alter, or renew, the same at Seal. pleasure, to be able to sue and be sued, to plead and be impleaded, and enjoy all the rights, privileges and franchises incident to a corporation, with power to hold land and real estate, in fee simple, or by lease, in the townships of Bloss, Liberty and Charleston, in the county of Tioga : *Provided*, That the amount of land they shall hold, in fee simple, shall not, at any one time, exceed ten thousand acres ; and with the power to have, hold, sell and exchange such personal property as may be useful and convenient in their business. Privileges. Proviso.

SECTION 2. That said company shall have the right to mine, Mining and and prepare for market, coal, iron ore, fire clay and other minerals, to manufacture iron, fire brick, mineral oil, lumber and all other products of their minerals, or lands, and to transport them to market, and dispose of them, and to lease, sell and convey their lands, and the minerals and products thereof, and to make all such improvements and erections as shall be deemed for their interests. manufacturing privileges.

SECTION 3. That said company shall have the right also to construct and operate a railroad, from any portion of their lands, and to connect with Tioga railroad, in the township of Bloss, in said county of Tioga, and to extend the same, westerly, to Wellsboro', the county seat of said county ; the whole length of said railroad not to exceed sixteen miles in length. May construct railroad.

SECTION 4. That the capital stock of said company shall be five hundred thousand dollars, and said company may increase the same to two million dollars ; said stock to be divided into equal shares, of not less than one hundred dollars each, as in their by-laws they may provide ; and the said company may mortgage their property, real and personal, for loans, to aid them in their business and operations, and issue bonds for the same, bearing interest, not exceeding seven per centum per annum : *Provided*, They shall issue no bond for a less amount than one hundred dollars. Capital stock. May borrow money. Proviso.

SECTION 5. That the affairs of said company shall be managed by a board of directors, to consist of at least five, and not more than nine, stockholders, who shall elect one of their number president, and appoint such other officers as the interests and business of the company may require. Directors and officers.

SECTION 6. That said company shall have power to make and establish all such rules, regulations and by-laws as they may deem necessary for conducting and managing their business, providing for the elections of the board of directors, defining the duties of the president and other officers, and the right to alter and amend the same, in the manner and at the times they may provide : *Provided*, That the same shall not conflict with the constitution and laws of this commonwealth. By-laws. Proviso.

SECTION 7. That the stockholders of said company shall be jointly and severally liable, in their individual capacities and estates, for all debts due to mechanics, workmen and laborers, Individual liability.



employed by them, and for produce furnished said company, to be sued for and collected as provided by the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved April fifth, Anno Domini one thousand eight hundred and fifty-three: *Provided*, They shall not be individually liable for any bonded debt of the company.

Proviso.

Tax.

SECTION 8. That the said company shall pay to the treasury of the commonwealth a tax of one-half of one per centum on the capital stock thereof, and upon all increase of the same, payable in four equal, annual, instalments, the first payment to be made within one year from the subscription to and payment of said stock; and the said company shall have all the powers, and be subject to all the provisions and restrictions, contained in the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, A. D. one thousand eight hundred and forty-nine, and its several supplements.

Subject to.

May construct telegraph.

SECTION 9. The said company shall have power to construct, operate and maintain a line of telegraph along the line of their said road.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 528.

## An Act

To authorize the school directors of Letterkenny township, in the county of Franklin, and Addison township, in the county of Somerset, to appropriate to the school fund, for school purposes, any surplus bounty fund in the hands of the treasurer of the school board of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Letterkenny township, in the county of Franklin, and Addison township, in the county of Somerset, be and they are hereby authorized to appropriate to the school fund, for school purposes, any surplus bounty



fund in the hands of the treasurer of the school board of said township.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 529.

## A Supplement

To an act, entitled "An Act to enable the governor of this commonwealth to incorporate a company for making an artificial road, from the city of Philadelphia, to the borough of Lancaster," passed ninth of April, Anno Domini one thousand seven hundred and ninety-two, to enable said corporation to sell the said turnpike road, in three, or more, sections, and all other corporate property, and to divide the proceeds among the stockholders in said corporation; and also, to enable the several courts of common pleas, in the several counties through which the said several sections, or the greater part thereof, may pass, to incorporate the several turnpike corporations.

WHEREAS, Since the construction of the Pennsylvania railroad, from Philadelphia to Lancaster, trade and travel on the turnpike road, between the same points, has been diverted from the latter road: Preamble.

*And whereas,* It is believed to be the interest of the public, as well as the stockholders, in said turnpike road, that the road should be divided into three, or more, sections, and sold, so as to place the said several sections under local control and management; and that all the franchises, rights, privileges and immunities, granted by the charter of said turnpike road company, and also, subject to all the duties, obligations, reservations and restrictions, contained in said charter, shall be applicable to and binding upon each of said several sections of said road, when sold and conveyed by the company:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president, managers and company, of the Philadelphia and Lancaster turnpike road, be and are hereby authorized and empowered to divide and sell said turnpike road, in three, or more, sections, and to convey their right, title and

Division and sale of turnpike road authorized.

interest, in the same, to any person, or persons, who may purchase the same, by deed, executed by the president and treasurer, under the common seal of said company, as hereinafter mentioned.

Rights of purchaser, relative to.

Restrictions.

Report of sales to be made to the court.

Purchasers may apply to court for incorporation.

Proceedings.

Votes.

Proviso.

Proceeds of sales, how to be distributed.

SECTION 2. That the purchaser, or purchasers, of either of said several sections of said road, shall be considered and taken to be invested with all the franchises, rights, privileges and immunities granted by the act of assembly, regulating turnpike and plank road companies, passed January twenty-sixth, Anno Domini one thousand eight hundred and forty-nine, with its several supplements, and also, bound by and subject to all the duties, obligations, reservations and restrictions, contained and prescribed in the said act and its supplements; also, such contracts and reservations as may be necessary to continue, in full force and effect, any agreement, or contract, made, or entered into, between said company, and any person, or persons, corporation, or corporations; and that said company shall report such sales to the several courts of common pleas, having jurisdiction, as hereinafter mentioned, for confirmation and approval; and that such purchaser, or purchasers, of either of said several sections, may apply to the court of common pleas of the county in which such section may lie, or the larger part of such section may pass through, to create such person, or persons, and such others as may be associated with them, a turnpike corporation, by such name as may be proper, to fix the number and value of shares of stock therein, and generally to do such other acts, matters and things, relative thereto, as may be lawful and proper, to create such turnpike corporation; all which proceedings, orders and decrees, of said courts, relative to said corporation, shall be recorded, in the office for recording of deeds, in the several counties as aforesaid; and that the several turnpike corporations, when created by the several courts of common pleas, pursuant to this act, each stockholder shall have one vote for each share of stock held by such stockholder: *Provided*, That such corporation, or corporations, that may be thus created and endowed, shall proceed, immediately, to put in good order and repair, as is directed by the provisions of the charter, or act, to which this is a supplement, any section, or sections, under their control; and failure to commence such repairs, for a period of six months after the creation and endowment of such corporation, or corporations, shall be evidence of an intention to disregard the duties imposed in the original act, to which this is a supplement, and may be deemed and taken, by the proper court, as sufficient ground for abrogating and annulling the rights, titles, claims and privileges, of any such corporation.

SECTION 3. That upon the sale and conveyance of said road, and the sale of any other property owned by the present company, the president, managers and company of the Philadelphia and Lancaster turnpike road shall divide the proceeds of all such sales, to and among the stockholders of said company, rateably, and in proportion to the several number of shares held by each stockholder; and in the event of the residence of

any such stockholder, or his legal representatives, being unknown, the said company shall give notice in one, or more newspapers, printed in the city of Philadelphia; and the said proceeds being unclaimed for the space of six months, subsequent to such notice, shall be deposited under the direction of Notice. the court of common pleas for the city of Philadelphia, subject to the application of the legal claimant and the decree of the court.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 530.

## An Act

Authorizing the appointment of additional notaries public, in certain counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to those now authorized by law, the governor is hereby authorized to appoint two notaries public for the county of Cambria, to reside at Ebensburg, in said county; also, one additional notary public for the county of Butler, to reside in the vicinity of Harmony; one for the city of Philadelphia, to reside at Germantown; one for Snyder county, to reside at Middleburg; one for Indiana county, to reside in the town of Indiana; one in Luzerne county, to reside at Scranton; one for Northampton county, to reside at Bethlehem; and one for the city of Philadelphia, to reside in the Twenty-first ward.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 531.

## An Act

To increase the wages of the county auditors and county commissioners of Elk county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act the county auditors and county commissioners of the county of Elk shall and they are hereby authorized to receive the sum of two dollars and fifty cents per day, each, for their services.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 532.

## An Act

Granting relief to the estate of David Wanner, late of Lancaster county, deceased.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer and auditor general are hereby authorized and required to inquire into the payments of collateral inheritance tax, by the estate of David Wanner, late of Lancaster county, deceased, and if satisfied that said tax has been erroneously paid, then the state treasurer is hereby authorized and required to refund and re-pay, to John Wanner, administrator of the estate of David Wanner, late of Salisbury township, Lancaster county, deceased, the sum of three hundred and ninety-nine dollars and forty cents, (\$399 40,) or so much as they may find has been erroneously paid, by him, to



the register of wills of Lancaster county, as collateral inheritance tax; the register having paid the said sum into the state treasury.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 533.

## *An Act*

Relative to the fees of notaries public, in the counties of Lancaster and Clinton.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all fees, which are now chargeable and receivable by the notaries public of the counties of Lancaster and Clinton, shall be increased fifty per centum: *Provided,* That the increase authorized, by this act, shall not relate to the fees for the acknowledgment of deeds and mortgages.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 534

*An Act*

To authorize the burgess and town council of the borough of Pittston, in the county of Luzerne, to levy and collect a special tax.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Pittston, in the county of Luzerne, are hereby authorized to levy and collect the present year, of one thousand eight hundred and sixty-six, and for two years thereafter, a special tax of five mills on every dollar of valuation, on the real and personal property of said borough, for the purpose of building a lock-up.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 535.

*An Act*

Extending the provisions of an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, to the county of Columbia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, approved the eighteenth day of July, Anno Domini one thousand eight hundred

and sixty-three, be and hereby is extended to the county of Columbia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 536.

## An Act

To authorize and require the auditor general and state treasurer to re-settle the accounts for state taxes, with the county of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general and state treasurer are hereby authorized and required to re-settle the accounts for state tax, for the years one thousand eight hundred and sixty-four and one thousand eight hundred and sixty-five, with the county of Franklin.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 537

**An Act**

To authorize the treasurer of Lehigh county to increase certain licenses.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the treasurer of the county of Lehigh, in making out licenses for all beer houses and eating houses, in said county, to add, to every such license, the sum of fifty cents to the amount of such license, and collect the same from the keepers of said beer and eating houses, as the compensation due the mercantile appraiser, in each case; and so much of the twenty-third section of the act of tenth of April, one thousand eight hundred and forty-nine, entitled "An Act to create a sinking fund," as conflicts with the provision of this, be and the same are hereby repealed, so far as relates to the county of Lehigh.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 538.

**An Act**

To extend the provisions of an act regulating licenses to eating houses, in Warren borough, approved April twenty-second, Anno Domini one thousand eight hundred and sixty-three, to the counties of Erie, Warren and Clinton.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act regulating licenses to eating houses, in Warren borough, approved on the twenty-second



day of April, Anno Domini one thousand eight hundred and sixty-three, be and the same are hereby extended to the counties of Erie, Warren and Clinton.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 539.

## A Supplement

To an act relative to roads in Salem township, Wayne county, approved the twelfth day of February, one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Salem township, in the county of Wayne, shall have authority, under the provisions of the act to which this is a supplement, to divide said township into a convenient number of road districts, not to exceed twenty in any one year. Supervisors authorized to divide township into road districts.

SECTION 2. That the supervisors shall have authority to levy a tax, not to exceed one and a-half per cent. on the valuation of all property taxable for road purposes, in said township, in any one year. Road tax authorized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 540.

*An Act*

For the protection of farmers and land owners, and the prevention of the destruction of fences and crops, by cattle, in the townships of Maiden Creek and Ontelawnee.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Cattle, &c., prohibited from running at large on certain public roads.

That from and after the twelfth day of May, one thousand eight hundred and sixty-six, no cattle, horses, sheep, or swine, shall be suffered to run at large, upon the public roads, or highways, in the townships of Maiden Creek and Ontelawnee, Berks county, under a penalty of two dollars for each offence.

Powers and duties of constables, relative to.

SECTION 2. It shall be the duty of the constables, within the said townships, and they are hereby empowered, without any special warrant, or other authority than this act, to seize and secure every animal of the horse, sheep, or hog, kind, that may be found running at large, as aforesaid, and the same to sell, at public sale, in the same manner as is provided, by law, for selling strays, giving the owner, if he can be found, at least five days' notice, previous to such sale; if said owner shall pay to the constable the said penalty of two dollars, and also pay the expenses of keeping said animal, or animals, then it shall be the duty of the constable to deliver said animal, or animals, to the owner, or owners; but if he shall make sale, as aforesaid, he shall pay the overplus, after deducting the said penalty and expenses, to the owner, or owners; and the constable, making such seizure, shall be allowed, for the same, to retain one-half of penalty, and it shall be his duty to pay the other half to the school treasurer of the township where such seizure was made, for the use of the schools of said township.

Penalty.

Compensation of constables.

Penalty for neglect of constable.

SECTION 3. That if any constable shall neglect, or refuse, to seize, or secure, any animal, aforesaid, running at large, after being notified, by any person, to seize, or secure, the same, such constable shall pay a fine of five dollars, for the use of the schools of the township where the said constable resides, for every such neglect, or refusal.

Penalties, how recoverable.

SECTION 4. The penalties imposed by this act shall be prosecuted and recoverable before a justice of the peace, in the name of the school directors of the respective townships: *Provided*, That the provisions of this act shall not be enforced until approved by a majority of the lawful voters of the townships named in this act, at an election, to be held at the usual places of holding elections, and by the officers now allowed, by law, to hold elections, in said township; the expense, if any, to be paid by the townships, aforesaid, for holding said elections: *Provided further*, That the election to be held, for the purpose above mentioned, shall be held on the twelfth day

Proviso.

Proviso.

of May next, between the hours of one and seven o'clock, in the afternoon ; due notice to be given at least two weeks before the holding of such election, in at least one English and one German newspaper of the city of Reading.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 541.

## An Act

In relation to the paving of streets, or side-walks, in the borough of Freeport, Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of an act of assembly, approved the sixteenth day of March, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act authorizing the burgess and town council of the borough of Kittanning, in the county of Armstrong, to curb and pave certain side-walks, in said borough," be and the same are hereby extended to the burgess and town council of the borough of Freeport, in Armstrong county, authorizing and requiring them to direct the paving and curbing of the side-walks, in said borough, agreeably to the provisions of the aforesaid act of assembly.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 542.

## An Act

To prevent the running of deer with dogs, in the township of Pleasant, in the county of Warren, and Millstone township, Forest county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act it shall not be lawful to run deer with dogs, within the township of Pleasant, in the county of Warren, and Millstone township, Forest county, and state of Pennsylvania; and further, that it shall be lawful to kill any dog that may be found following deer, in the township aforesaid; and that the owner, or any person claiming to be the owners, of said dog, shall be liable to pay a fine of twenty-five dollars, and that said fine shall be appropriated and added to the school fund of said township; and any act, or parts of acts, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 543.

## An Act

Making valid an ordinance passed by the council of Jamestown borough, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the ordinance, passed by the council of Jamestown borough, in the county of Mercer, on the fourth day of June, Anno Domini one thousand eight hundred and fifty-four, vacating that part of Spring alley, which divides lots, number



nine and ten, from garden lot of S. G. Clarke, in said borough, is hereby made valid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 544.

## An Act

To authorize the council of the city of Chester, in the county of Delaware, to erect water works, and to supply the said city with water.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the council of the city of Chester be and they are hereby authorized and empowered to erect, set up and build, at the expense of the said city, suitable and sufficient water works, to supply the said city, and the inhabitants thereof, with water; that they be authorized and empowered to purchase, for the use of the said water works, sufficient ground, either in the said city, or in any other part of the county of Delaware, for the proper working of the same; and that they be authorized and empowered to lay all water pipes and conductors through any of the streets, or roads, of the said city, or the said county, or through any private property, necessary to carry the water to the said works, from the place of supply to the said works, and from the said works to any portion of the said city; and that they be authorized and empowered to make all necessary contracts and agreements for the erection of the said water works, the purchase of materials for the same, the purchase and laying of the said pipes, and all other matters pertaining to, and necessary to, the proper completion of the same, and for providing a suitable and sufficient supply of water for the said city, or any part thereof.

Council authorized to erect water works.

Purchase of ground authorized.

Water pipes, &c., relative to.

Contracts and agreements, relative to.

SECTION 2. That the said council shall have power to fix the rates at which water, and water pipes, shall be furnished, and introduced into the city, and shall have power to make contracts with the people thereof, for such furnishing and introduction; and all moneys due, under any such agreement, to the said city, and in arrears for thirty days, may be collected

Councils to determine rates for supply of water, &c.

Collection, how enforced.	from the owners of the real estate to which said water has been furnished, or into which such pipes have been introduced, by action of debt, brought in the name of the city, or by lien, entered by the said city, against the said real estate, or the owners, or reputed owners, thereof, in the same manner that municipal claims for curbing and paving, or for paving the roadway, are now collected by action, or lien, in the said city :
Proviso.	<i>Provided</i> , That in case of liabilities, created by this act, no publication, or precept, shall be required, previous to the filing of the said lien.
May borrow money.	SECTION 3. That for the purpose of carrying out the provisions of this act, the council of the said city shall have power to borrow money, on the credit of the said city, not exceeding one hundred thousand dollars, at a rate of interest not exceeding legal interest, and to issue, therefor, the bonds of the said city, either with, or without, coupons, and with interest, payable, either annually, or semi-annually, in denominations of not less than one hundred dollars ; and the said bonds shall be signed by the mayor and president of the council, and attested by the clerk, who shall attach thereto the seal of the said city.
Amount.	SECTION 4. That before the said council shall pass any ordinance to borrow money, for the purposes mentioned in this supplement, a majority, in value, of the owners of property, according to the assessment for one thousand eight hundred and sixty-six, in said city, shall first consent to the same, at a special election, to be called by the said mayor and council, after thirty days' notice, in a newspaper published in said city, at which the election officers, elected at the first city election, in April, one thousand eight hundred and sixty-six, shall preside ; and the result, made on the minutes of said council, of the return of such election, shall be conclusive of the result of the same, and be binding on all parties, as to the question submitted.
Interest.	
Bonds.	
Question of loan to be submitted to vote of property owners.	
Election, how conducted.	
Result thereof to be entered on minutes.	
Effect thereof.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 545.

## An Act

To provide for the erection of a house for the employment and support of the poor, in the county of Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That J. A. Funston, Jacob Harris, Lewis Yetter, Jesse Hoff- Commissioners.

man, Thomas Creveling, Senior, Samuel Bogart, William Lamon, William J. Ikler and John K. Gratz, be and are

hereby appointed commissioners, whose duty it shall be, or a majority of them, on, or before, the first day of July, Anno Domini one thousand eight hundred and sixty-six, to deter-

Authorized to purchase real estate, &c.

mine upon and purchase such real estate as they, or a majority of them, shall deem necessary, for the accommodation of the poor of Columbia county, and to take a conveyance therefor, in the name and for the use of the corporation mentioned in the fourth section of this act, and certify their proceedings herein, under their hands and seals, to the clerk of the quarter sessions of Columbia county, to be filed in his

Proceedings to be certified to clerk of quarter sessions.

office; and at the next general election, the qualified electors of Columbia county shall elect three respectable citizens of the said county, to be directors of the poor and of the house of employment, for Columbia county, for the ensuing year; and the judges of the election of said county shall, immediately, on receiving the returns from the several election districts, and casting up the number of votes therein, or within three days thereafter, certify, under their hands and seals, the names of persons so elected directors, to the clerk of the court of quarter sessions of the said county, who shall file the said certificate in his office, and, forthwith, give notice, in writing, to the said directors, of their being elected; and the said directors shall meet at the court house, in the said county,

Directors of poor, &c., election of, relative to.

on the first Monday of November next, ensuing their election, and divide themselves, by lot, into three classes; the place of the first to be vacated at the expiration of the first year, of the second at the expiration of the second year, of the third at the expiration of the third year, so that those who shall be chosen after the first election, and in the mode above described, may serve for three years; and one-third may be chosen annually.

Judges of election to certify returns, &c.

SECTION 2. That the sheriff of said county shall, within ten days after the passage of this act, notify the commissioners of their appointment, and when they shall meet for entering upon the duties assigned them by this act; which said place of meeting shall be in Bloomsburg, at the court house.

Clerk of quarter sessions to file certificate, and notify directors.

SECTION 3. Every director elected in manner aforesaid, or appointed, as is provided in the twelfth section of this act, sworn, &c.

Meeting and classification of directors.

Terms of office.

Sheriff to notify commissioners of their appointment, &c.

Directors to be sworn, &c.



Fine, in case of neglect or refusal.	shall, within ten days after he is notified of such election, or appointment, and before he enters upon the duties of said office, to take an oath, or affirmation, before a justice of the peace of said county, to discharge the duties of director of the poor for said county, truly, faithfully and impartially, to the best of his judgment and ability; and in case of neglect, or refusal, to take said oath, or affirmation, within the time aforesaid, he shall forfeit and pay the sum of ten dollars, for the use of the poor of said county; which fine shall be recovered by the directors, for the time being, as debts are, or shall be, by law, recoverable; and the directors, qualified as aforesaid, are hereby authorized to administer an oath, or affirmation, in any case when it shall be necessary, in relation to the duties of their office.
Directors may administer oaths, &c.	
Incorporation.	SECTION 4. The said directors shall forever hereafter, in name and in fact, be one body politic and corporate, in law, to all intents and purposes whatsoever, relative to the poor of the county of Columbia, and shall have perpetual succession, and may sue and be sued, plead and be impleaded, by the name, style and title of directors of the poor and of the house of employment for the county of Columbia; and by that name shall and may receive, take and hold, any lands, tenements and hereditaments, not exceeding the yearly value of ten thousand dollars, and any goods and chattels, whatsoever, of the gift, alienation, or bequest, of any person, or persons, whatsoever; to purchase, take and hold, any lands and tenements, within their county, in fee simple, or otherwise, and erect suitable buildings for the reception, use and accommodation of the poor of said county; to provide all things necessary for the lodging, maintenance and employment of said poor; to appoint a treasurer, annually, who shall give bond, with full and sufficient surety, for the faithful discharge of the duties of his office, and at the expiration thereof, for the payment and delivery, over, to his successor in office, of all moneys, bonds, or notes, book accounts, or other papers, to the said corporation belonging, which shall then be remaining in his hands, custody and possession; and said directors shall have power to employ, and at pleasure remove, a steward, or stewards, matron, or matrons, physician, or physicians, surgeon, or surgeons, and all other attendants that may be necessary for the said poor respectively; to bind out, as apprentices, so that such apprenticeship may expire, if males, at, or before, the age of twenty-one years; if females, at, or before, the age of eighteen years, such poor children as shall come under their notice, or as may be bound apprentices: <i>Provided</i> , That no child shall be bound outside of the county of Columbia, nor without the benefit of the public schools of the district.
Privileges. Title.	
Sell and hold real estate.	
Buildings.	
Treasurer.	
Bond required.	
Steward, matron, physician, &c., relative to.	
Apprenticeship, relative to.	
Proviso.	
Quorum.	SECTION 5. That the said directors, any two of whom shall constitute a quorum for the transaction of business, shall have power, annually, as soon as the returns of the annual assessments in said county, as is practicable, to lay a rate, or assessment, not exceeding one cent on the dollar, at any time, upon all real and personal estates, within the county aforesaid, for defraying the expenses of purchasing said farm, erecting said buildings and maintaining the poor in said county; and shall
Directors authorized to levy assessments, &c.	



be levied upon the basis of the last adjusted valuation, made for regulating county rates and levies, and having caused fair duplicates of such rates, or assessments, by them laid, to be made, which shall be signed by them, shall issue their warrant to the collector of such tax, therein authorizing and requiring him to demand, receive and collect from every person therein named, in the manner and by the same process as poor taxes are now collectable; and the said directors shall, from the time of the providing, by them, of suitable buildings, for the accommodation of said poor, exercise and perform, within the said county, except so far as such acts, duties and powers are herein expressly prescribed, or limited.

Duplicates and warrant to collector, relative to.

SECTION 6. As soon as the said buildings shall have been erected, or purchased, and all necessary accommodations provided therein, notices shall be sent, signed by any two of the directors, to the overseers of the several townships of the said county of Columbia, requiring them forthwith to bring the poor of their respective townships to said house of employment, which order the overseers are hereby enjoined and required to comply with, or otherwise to forfeit the cost of all future maintenance, except in cases when, by sickness, or any other sufficient cause, any poor person cannot be removed, in which case the overseers shall represent the same to the nearest justice of the peace, who, being satisfied of the truth thereof, shall certify the same to the said directors, and at the same time issue an order, under his hand and seal, to the said overseers, directing them to maintain such poor, until such time as he, or she, may be in a situation to be removed, and then convey the said pauper, and deliver him, or her, to the steward, or keeper of said house of employment, together with the said order; and the charge and expense of such temporary relief, and of such removal, shall be paid by the said directors, at a reasonable allowance.

Overseers of townships to be notified to bring poor to house of employment, &c.

Duties of overseers, relative to.

SECTION 7. The steward, or manager of said poor house is hereby required, yearly, on the first Monday of January, in each year, to furnish said directors a statement of the income of said real estate, as nearly as the same can be done; also, of excess of his expenditures, over and above said income; the amount and kind of personal property then on hand, including grain, et cetera; the number of poor persons admitted and discharged during the year, with the number then therein, the length of time each remained, and the name, age and sex of each; the treasurer shall, annually, on the first Monday of each year, render, to said directors, a just and correct account of his receipts and disbursements during the preceding year; and the said directors shall, annually, in the month of January, in each year, publish, in two papers published in Bloomsburg, a statement of the receipts, disbursements and expenditures of said corporation, during the preceding year, with a statement of the property, real and personal, then held by them.

Steward required to furnish annual statement of income, &c.

Treasurer to furnish annual account of receipts, disbursements, &c.

Publication.

SECTION 8. That the compensation of the treasurer, collector, steward, matron, physician and other officers and assistants, shall be fixed by the directors, and the compensation of the directors shall be fixed by the board of auditors, who shall

Compensation of directors, officers and assistants.

**Proviso.** be appointed by the court of quarter sessions of said county, at each yearly settlement, for the next succeeding year: *Provided*, That the compensation of said directors, from the passage of this act until the first yearly settlement, shall be fixed by the board of auditors, at the first yearly settlement; the directors to furnish the said auditors a correct account of the time and expenses, lost and incurred, by them, in attending to their duties, from which account the said compensation shall be fixed and adjusted.

**Provision for and employment of poor, relative to.** SECTION 9. The said directors shall, from time to time, receive, provide for and employ, according to the true intent and meaning of this act, all such poor and indigent persons as shall be entitled to relief, from any of the several townships, or boroughs, of Columbia county, and shall be sent there by an order, or warrant, for that purpose, under the hands and seals of any two justices of the peace of the said county, directed to the overseers of the poor of the proper township, or borough; and the said directors are hereby authorized, when they shall deem it proper and convenient to do so, to permit any poor person to be maintained elsewhere: *Provided*, The expense of their maintenance does not, in any case, exceed that for which they could be maintained at the poor house of the said county of Columbia.

**Proviso.** SECTION 10. That it shall be lawful for the said directors, or a majority of them, in the case of any person, in their charge, as a pauper, owning, or possessing, any real estate, or interest in real estate, to apply to the court of common pleas of Columbia county, or any other counties, in this commonwealth, where the said property may be situated, by petition, praying the said court to grant them an order to make sale of said real estate, or interest therein, for the support and maintenance of said pauper; and that the said court, if they deem it advisable, after considering the application, shall grant an order to said directors to make sale of said real estate, or interest therein, or any part thereof, on such terms as the said court shall think it advisable; and the said directors shall, in pursuance of said order, offer said real estate, or interest therein, on the premises, at public sale, and sell the same at public outcry, after giving at least twenty days' public notice of the time and place of sale, by three hand-bills, put up in public places, and by advertisement, in one newspaper published in the county wherein said property is situated; which sale, so made, the said directors shall return to the said court, and after confirmation of the same, shall execute and deliver, to the purchaser, a deed of conveyance for said estate, on the said purchaser's full compliance with the terms and conditions of said sale; which deed, so made, shall vest the property therein described in the grantee, as fully and effectually as the said pauper held and enjoyed the same; and that the said directors shall apply the proceeds of said sale, or so much as may be necessary, to the support and maintenance of said pauper; and if any balance shall remain after his, or her, death, and after deducting funeral expenses, the said directors shall pay over said balance to the legal representatives of said

**In case pauper owns interest in real estate, the court may, on application of directors, decree sale thereof.**

**Sale, how conducted.**

**Notice.**

**Return.**

**Confirmation.**

**Conveyance.**

**Proceeds, how to be applied.**

pauper, upon demand made and security being given to indemnify said directors from the claims of all other persons.

SECTION 11. A quorum of said directors shall, and they are hereby enjoined and required, to meet at the said house of employment, at least once in every month, and visit the apartments, and see the poor comfortably supported, and hear all complaints, and redress, or cause to be redressed, all grievances that may happen, by the neglect, or misconduct, of any person, or persons, in their employment, or otherwise.

Meetings and duties of directors, relative to.

SECTION 12. In case of any vacancy, by death, resignation, or otherwise, of any of the said directors, the remaining directors shall fill such vacancy, by the appointment of a citizen of their county, under the same penalty as is provided by the first section of this act, to serve until the next general election, when another director shall be elected, to serve as if no vacancy had happened.

Vacancies.

SECTION 13. All claims and demands, existing at the time of this act being carried into effect, shall have full force and effect as if this act had not passed; and when the same may have been duly adjusted and settled, all moneys remaining in the hands of the overseer, as well as the uncollected taxes, levied for the support of the poor, in the several townships, in the county of Columbia, shall be paid over to the supervisors of the highways, of their respective townships, to be, by them, applied towards repairing the roads therein.

Claims and demands, how adjusted.

Uncollected taxes, and surplus funds in hands of overseers relative to.

SECTION 14. As soon as the poor of the county of Columbia shall have been removed to the house of employment, of the said county, and the outstanding taxes collected, and paid over, as directed in section thirteenth of this act, the office of overseer of the poor, within the accepting townships, shall from thenceforth be abolished.

Office of overseer abolished.

SECTION 15. That the said directors, or treasurer, or any one, or more, of the tax-payers of the accepting townships, may, within twenty days from the yearly settlement by the auditors, as aforesaid, appeal from such settlement, to the court of common pleas of Columbia county, in the same manner, and under the same provisions and regulations, that appeals from settlements by township auditors are now allowed.

Appeal from yearly settlements of auditors.

SECTION 16. That no money shall be paid by the treasurer, except upon orders drawn by the directors, and signed by at least two of the said directors.

Orders on treasurer.

SECTION 17. For the purpose of ascertaining the sense of the citizens of Columbia county, as to the expediency of erecting a poor house, it shall be the duty of each of the inspectors and judges for the several townships and boroughs, at an election to be held on the first Tuesday of June, Anno Domini one thousand eight hundred and sixty-six, to receive tickets, either written, or printed, from the qualified voters thereof, labelled on the outside, "poor house," and in the inside, "for a poor house," or "against a poor house;" and if it shall appear, upon casting up the votes of the different districts, at the court house, on the Friday following the said election, that a majority of the qualified electors of any township, or borough, are for a poor house, then the foregoing act to take effect, as to those townships and boroughs; but if a majority of the

Question of erecting poor house to be submitted to vote of citizens.

Mode of conducting elections.

Provisions thereof to be void as to non-accepting districts.



votes, in any township, or borough, shall be against a poor house, then the foregoing act to be null and void, as to the townships, or boroughs, voting against such poor house.

Disabilities of  
non-accepting  
districts, &c.

SECTION 18. The non-accepting townships, or boroughs, shall not be entitled to vote for directors of the said house of employment, nor shall they be entitled to receive, or enjoy, any benefits, or advantages, by virtue of this act; nor shall the directors be chosen from the said non-accepting townships, or boroughs; nor shall the auditors, mentioned in the eighth section of this act, be appointed from any such townships, or boroughs: *Provided*, That the directors of the said house of employment may receive paupers from the same non-accepting townships, or boroughs, at a rate of compensation, per week, to be agreed upon and settled by the said directors and overseers of the poor of the townships, or boroughs, so applying.

Proviso.

Repeal.

SECTION 19. All acts and parts of acts, inconsistent with the provisions of this act, or supplied hereby, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 546.

## An Act

Relative to the levying of a tax in Fairview township, York county, for bounty purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Fairview township, York county, are hereby authorized to assess, levy and collect, as now provided by law, a tax, at one time and of such amount, sufficient to discharge the entire indebtedness of said township, created for bounty purposes, and for all necessary costs and expenses incident thereto: *Provided*, That the provisions of this act shall only extend to the payment of such indebtedness, created for bounties, not exceeding four hundred dollars, paid to each



volunteer, mustered into the service of the United States, and to the credit of the quota of said township: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 547.

## A Supplement

To an act for the improvement of Highland avenue, in the township of Collins, in the county of Allegheny, approved the twenty-third day of March, in the year of our Lord one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the first section of the act to which this is a supplement, as provides for the election of street commissioner, on the third Friday of April, be and the same is hereby repealed; and the qualified electors of said township, residing on the said avenue, shall meet at the school house, on said avenue, on the third Friday of March next, between the hours of two and six o'clock P. M., and annually thereafter, and elect, by ballot, one person, to serve as street commissioner of said avenue, for one year next ensuing such election.

Certain provisions repealed.  
Street commissioners, election of, relative to.

**SECTION 2.** The said street commissioner be and is hereby authorized to assess, levy and collect, from the owners of teams, wagons, carts, or other vehicles, hauling, or transporting, stone on said avenue, the sum of five cents per perch, for each and every perch of stone, hauled on said avenue, by vehicles having wheels, or tires, of four inches in breadth, and seven cents per perch, for vehicles hauling, or transporting, stone over said avenue, having wheels, or tires, of less than four inches in breadth; the same to be collected by him weekly, in the manner that other debts are by law collected; and in default of payment thereof, by the owners of such teams, as aforesaid, then

Street commissioners, authorized to levy and collect certain rates, &c.

Mode of collection.

the same to be collected and recovered from the owners of the quarries, respectively, from which such stone is hauled and transported, as aforesaid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 548.

## An Act

For the extension of the boundaries of the borough of Carrolltown, in the county of Cambria.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Boundaries extended.

That the boundaries of the borough of Carrolltown, in the county of Cambria, be and the same are hereby extended as follows: Beginning at a point, the termination of the present boundary line of said borough; thence by land of F. X. Stritmatter, east eighty-seven perches; thence by lands of F. P. Grossberger and Emericus Bender, north two degrees, east two hundred and forty-four perches; thence by land of the heirs of John Wentz, deceased, west one hundred and thirty-four perches, to a point, the termination of the present borough line.

Ordinances, &c., made applicable to.

SECTION 2. That all the ordinances, laws, rules and regulations of the borough of Carrolltown, be and the same are hereby extended to and made valid, within the limits of said borough of Carrolltown, as extended by this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 549.

## An Act

To repeal the fifth section of an act, approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-two, to lay out a state road, in Union and Lycoming counties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fifth section of an act, entitled "An Act to lay out a state road, in Union and Lycoming counties," approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-two, be and the same is hereby repealed, so far as the same relates to Brady township, in said county of Lycoming.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 550.

## An Act

To prevent the destruction of fish, in any of the creeks, in the townships of Tobyhanna, Tunkhannock, Jackson, Chestnut Hill and Polk, in the county of Monroe.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be law- Taking of fish, ful for any person, or persons, to take, catch, or kill, fish of any with seines, kind, by means of seine, or seines, in any of the creeks in the prohibited, &c. townships of Tobyhanna, Tunkhannock, Jackson, Chestnut Hill and Polk, in the county of Monroe.

**SECTION 2.** That any person, or persons, violating the first Penalty for violation of this act, shall forfeit and pay the sum of twenty-five

How recoverable.

In default of payment, offender may be imprisoned.

dollars, for each offence, to be recovered before a justice of the peace, by an action of debt, in the name of the commonwealth, as debts are now by law recoverable, one-half for the use of the informer, who shall be a competent witness, and one-half to the school directors of the township wherein the offence is committed; and in case of default of payment of said fine and costs, such offender shall be committed to the county jail of said county, for a period not exceeding one month.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 551.

## An Act

To prevent swine from running at large, in the township of Blair and county of Blair.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act that it shall not be lawful for swine to run at large, in the township of Blair and county of Blair; and all owners of swine, who shall permit them to run at large, as aforesaid, shall be subject to a penalty of ten dollars, for each and every animal so running at large, to be collected as debts of like amount are, by law, collected; one-half of said fines to go to the schools of said township, and the other half to the informer; and the informer shall be a competent witness in the case.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 552.

## A Supplement

To an act to incorporate the Pennsylvania Horticultural Society, approved the twenty-third day of March, Anno Domini one thousand eight hundred and thirty one.

WHEREAS, The Pennsylvania Horticultural Society contemplates the purchase of a lot of ground, in the city of Philadelphia, and the erection thereon of an edifice, suitable for the exhibition of plants and flowers, and other exhibitions, musical concerts, the delivery of lectures, addresses, and other purposes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Pennsylvania Horticultural Society is hereby authorized and empowered to purchase and hold, in fee simple, any lot, or lots, in the city of Philadelphia, not to exceed, in the aggregate value thereof, at the time of purchase, the sum of sixty-thousand dollars, and to execute any ground rent, or other deed, or deeds, necessary, or proper, in securing the title to the said lot, or lots, or to mortgage the same, and to erect and build, upon said premises, such buildings as may be required for the purposes of the said society.

SECTION 2. That it shall be lawful for the said Pennsylvania Horticultural Society to issue certificates of stock, on scrip, of the par value of fifty dollars each, and dispose of the same, the proceeds thereof to be applied towards the purchase of said ground and the erections of buildings as aforesaid.

SECTION 3. That said building shall be in charge of ten members of the said society, who shall be holders of at least sixty shares of stock, or scrip, each, to be called Directors of the Horticultural Hall, who shall appoint a president from their own number, and have power to fill all vacancies that may occur in their own body, and make suitable by-laws for their own government.

SECTION 4. That the Pennsylvania Horticultural Society shall appoint ten of its members, who shall act as directors, under this act, until an organization shall have been effected, and an election for officers held.

SECTION 5. That the annual election of directors shall take place on the second Tuesday of January, in every year, at such time and place as shall be designated, and the said directors hold their office for one year; all elections shall be by ballot, and each share of stock, or scrip, shall be entitled to one vote; notice of elections shall be given as provided by the by-laws; and if, from any cause, an election shall not be held at the appointed time, a new election shall be ordered,

Preamble.

May purchase lots, in Philadelphia.

Aggregate value thereof limited.

Ground rents, conveyances, &amp;c.

Building.

Authorized to issue certificates of stock, &amp;c.

Building committee, relative to.

President.

Vacancies.

By-laws.

Directors, election of, relative to.

Annual election.

Term of office.

Votes.

Notice.

On failure to elect, new election to be ordered.

Transfer of  
scrip, regulat-  
ed.

Rent of build-  
ing, &c.

Dividends not  
to exceed pro-  
fits.

in conformity to the by-laws; and the then acting directors shall continue in office until their successors are elected.

SECTION 6. That the stock, or scrip, may be transferred, or assigned, agreeably to the by-laws which may be adopted by the directors; the said building, or portions thereof, to be rented, from time to time, for the purposes above mentioned; and dividends, to be derived from the rental thereof, may be declared and paid, on said stock, whenever the directors may deem it advisable, but said dividends shall, in no case, exceed the amount of actual profits derived from said building.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 553.

## An Act

To repeal an act, and the supplement thereto, for the better preservation of game and insectivorous birds, so far as the same relates to the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-eight, and so much of the supplement thereto, approved the fourteenth day of April, Anno Domini one thousand eight hundred and fifty-nine, as prevents the killing, destroying, or carrying away, of rabbits, be and the same are hereby repealed, so far as the same relates to the county of Mercer.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.

No. 554.

*An Act*

To incorporate the American Boiler Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John C. Cresson, John Edgar Thomson, David H. Rockhill, James Harper, William G. Moorhead, Wm. H. Gatzmer, Franklin S. Wilson, J. E. Kingsley, Henry G. Leisenring, and their associates, or any five of them, be and they are hereby created a body politic, by the name, style and title of the American Boiler Insurance Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, and personal, and mixed, and of using and applying such property for the purpose of insuring against loss, by the explosion of steam boilers, upon such terms as may be agreed upon by the contracting parties.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner their contracts and obligations shall be executed.

SECTION 3. That the capital of said company be fixed at five hundred thousand dollars, with power to increase the same, from time to time, when approved by a majority of the stockholders, in writing; and shall pay into the treasury of the commonwealth a bonus of one-half per cent. upon their capital stock, in like manner as required by other corporations, and upon all increase of capital, whenever any increase may be required, for the purposes of the corporation, and so declared; that the principal office of said company shall be in the city of Philadelphia; and that said company shall, at all times, be liable to taxation, in the same manner, and to the same extent, as may be, from time to time, imposed upon like corporations.

SECTION 4. That the corporators, named in this act, shall elect persons to serve as directors, and a majority of whom shall constitute a quorum for the transaction of business, and

shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 555.

## An Act

To increase the fees of the county surveyor of the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the county surveyor of the county of Washington shall charge one hundred per cent. additional fees, for his services in the discharge of the duties of his office, on the amount now allowed, by law, regulating his fees.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 556.

## A Supplement

To an act, entitled "An Act to incorporate the Lehigh and Delaware Plank Road or Turnpike Company," approved twenty-ninth March, one thousand eight hundred and fifty-five.

WHEREAS, The Lehigh and Delaware Plank Road or Turnpike Company was incorporated the twenty-ninth day of March, one thousand eight hundred and fifty-five, and in pursuance of said act the said company was organized and went into operation; and the said company constructed said road and kept up its organization, by the due election of officers, for several years, in succession; but now, for several years past, election of officers has been neglected, and the only officer to look after the interests of the road, collect tolls and keep the road in repair; and the road is now so decayed and dilapidated, and the company so much encumbered by debt, for its original construction, that it has become necessary to re-organize the said Lehigh and Delaware Plank Road or Turnpike Company; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the said corporation be revived and invested with all its original powers, franchises, rights and privileges. Corporation revived.

SECTION 2. That a majority of the stockholders of said corporation may, on two weeks' notice, by advertisement, in a public newspaper, published in the borough of Wilkesbarre, giving notice of election, proceed and make an election of officers of the said corporation. Election of officers.

SECTION 3. That it shall and may be lawful for the said company to create new and preferred stock, to an amount, not exceeding twenty-five thousand dollars, for the purpose of re-building, where necessary, repairing and re-planking the said road, and also to pay the balance still due and unpaid for the original construction of the said road. May create preferred stock.

SECTION 4. That the said company shall have the right, at the discretion of the said directors, or a majority of them, to increase the rate of tolls on the said, not to exceed fifty per centum above that now allowed by law. Increase of tolls.

SECTION 5. That the said tolls shall be first applied to re-pairing and keeping in repair the said road, and in paying off this preferred stock, and after the same is paid, in full, then dividends shall be paid, *pro rata*, on the original stock of said company. Tolls, how to be applied. Dividends.

SECTION 6. That all tolls, now due and in arrear, may be recovered by action, at law, by the said company, or by the sequestrator, and applied in payment of the debts of the said company. Tolls in arrear, how recovered.

Duties of sequestrator.

SECTION 7. That the sequestrator, appointed by the court of common pleas of Luzerne county, shall be and is hereby authorized to cause the said advertisements, for the election of officers and directors of said company, to be made.

Tolls regulated.

SECTION 8. That said company may charge tolls, on ordinary freight, carried over the said road, either per ton, or per thousand feet.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 557.

## An Act

Relative to the illegal sale of intoxicating drinks, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Persons furnishing intoxicating drinks to minors, &c., to be fined.

That if any person shall wilfully furnish intoxicating drinks, by sale, gift, or otherwise, to any person, in the county of Lawrence, of known intemperate habits, or to a minor, or to an insane person, or to any person, when drunk, or intoxicated, or to any intemperate person, after notice, or shall sell, or barter, any intoxicated drink, to any person, without license so to do, or on the Lord's day, every such person, so furnishing, selling, or bartering, shall forfeit and pay, for the first offence, whereof such person shall be convicted, a fine of fifty dollars, and for the second, and every subsequent offence, whereof such person shall be convicted, a fine of one hundred dollars, to be recovered, by action of debt, *qui tam*, for such penalty, before any burgess of the borough, or justice of the peace, of the county, in the said county.

Fines, how recoverable.

Forfeiture of license, relative to.

SECTION 2. If any person holding a license to manufacture, or vend, intoxicating drinks, shall be convicted, as aforesaid, of a second, or subsequent, offence, such license shall, by reason thereof, become null and void, and forfeited, from the date of such second conviction, and shall not, thereafter, be a protection for the commission of any act, or acts, relative to the sale of, or manufacture of, any intoxicating drink.

SECTION 3. If any person shall be convicted of a third, or other subsequent, offence, as aforesaid, such person shall, by reason thereof, be incapable of obtaining, or exercising, any license to manufacture, or sell, any intoxicating drink, for a period of twelve months after the date of such conviction; and no license shall, within said twelve months, be any protection for the commission of any act, or act, relative to the manufacture, or sale, of any intoxicating drink within said period.

Persons, convicted of third offence, to be incapable of obtaining licenses for certain period.

SECTION 4. Every such action shall be brought in the name of the commonwealth of Pennsylvania, for the use of the school district where the offence shall have been committed, and shall be commenced by some person who shall be named therein, as prosecutor, and who shall be responsible for the costs which may be adjudged against the plaintiff.

Actions, how to be brought.

Prosecutor.

SECTION 5. Amendments may be made at any stage of the proceedings, in any name of any party, plaintiff, prosecutor, or defendant, or of any person, place, or thing, named, or described, stated, or used, in any such action.

Amendments.

SECTION 6. No stay of execution shall be had for a longer period than thirty days by any defendant, against whom any judgment may be rendered, in any such action, and then, only, upon the condition that at least one sufficient surety enter, immediately, into a recognizance, before the said burgess, or justice, conditioned that the said judgment shall be paid within thirty days from the date thereof.

Stay of execution, relative to.

SECTION 7. If no such recognizance be entered into, the said burgess, or justice, shall immediately issue a *capias* execution thereon.

*Capias* may issue.

SECTION 8. Minors and every person acting as agent, clerk, or bar-keeper, shall be liable to be sued under this act.

Minors may be sued.

SECTION 9. Either party may, immediately, upon the rendition of judgment, enter an appeal to the court of common pleas, and shall, at the same time, enter a recognizance, with one, or more, sufficient sureties, before the burgess, or justice, conditioned to prosecute the appeal with effect, and in case of the defendant, to pay the debt and costs which shall be adjudged against defendant, and in case of the plaintiff, to pay all costs which shall be adjudged against plaintiff; and the said appeal may, thereupon, be filed, by either party, in the court of common pleas, at any time thereafter, by filing, in said court, a transcript of the proceedings before the burgess, or justice; and the said suit shall thereafter be deemed to be pending, and shall be proceeded in, in said court, to final judgment and execution.

Appeals regulated.

Recognizance.

SECTION 10. No person shall be disqualified from being a witness in any such action, by reason of being named as prosecutor therein.

Prosecutor may be a witness.

SECTION 11. If any person shall be convicted of intoxication, he shall be required, by the burgess, or justice, before whom such conviction occurred, to disclose the name, or names, and residence, of the person, or persons, by whom he has been furnished with any such intoxicating drink, and the times when the same was so furnished, and the name, or names, of any other

Persons convicted of intoxication, may be required to disclose certain facts.



Proceedings  
thereon.

person, or persons, by whom the said facts, or any of them, can be proven; and upon making such disclosure, the said justice, or burgess, shall enter and institute upon his docket, an action, or actions, for the proper penalty, against every such person, who shall seem to have incurred a penalty, as stated in the first section of this act, and in such action shall name such informant as the prosecutor, and shall cause the same to be proceeded in, as in other cases, to judgment and execution.

Informant re-  
quired to enter  
into recogni-  
zance as wit-  
ness.

SECTION 12. Upon instituting such action, he shall require such informant to enter into a recognizance, conditioned to appear and testify, as a witness, against the defendant, in every such action, upon every trial thereof, till final judgment; and in default of such recognizance, shall commit such delinquent to the jail of the county, until he shall have thus testified.

Power of bur-  
gess or justice  
over witnesses  
named in such  
cases.

SECTION 13. In every such action the said burgess, or justice, shall have power to require every witness, who may be named to him, for that purpose, to come before him, and enter into a recognizance, conditioned to appear and testify, as a witness, in such action, in every trial thereof, till final judgment; and upon refusal to enter into such recognizance, shall have power to commit such delinquent to the jail of the county, till he shall have so testified.

Commence-  
ment of actions.

SECTION 14. Every such action shall be commenced within two years after the commission of the offence.

Remedy by in-  
dictment abol-  
ished.

SECTION 15. The remedy by indictment, as heretofore practiced, is hereby abolished.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 558.

## An Act

To unite the office of clerk of the orphans' court of Dauphin county, with the office of register of wills of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the expiration of the term of office of the



present clerk of the orphans' court of Dauphin county, the register of wills of said county, in addition to the said office of register, shall be clerk of the orphans' court of the county aforesaid; and that all the fees, profits, rights and benefits, which may, or shall, thereafter accrue to the said clerk of orphans' court, shall be for the use and behoof of the said register of wills, in lieu of the recorder of deeds, as at present.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 559.

## An Act

Relative to the collection of school tax, in the borough of Doylestown.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That after the passage of this act, it shall be lawful to collect the school tax, of the borough of Doylestown, in manner as hereinafter provided, any law, or act of general assembly, to the contrary notwithstanding.

Collection of school tax, relative to.

**SECTION 2.** It shall be the duty of the treasurer, and he is hereby authorized, to receive all taxes paid to him, at any time between the first Monday in June, and the third Monday in January, of the following year.

Treasurer to receive taxes within certain periods.

**SECTION 3.** All taxes paid on before the fourth Monday in September shall be entitled to an abatement of four per centum on the amount so paid; all taxes paid on, or before, the first Monday in November, an abatement of three per centum; all taxes paid on, or before, the third Monday in January, shall be received without any abatement; and all taxes remaining due, and unpaid after the said third Monday in January, shall be augmented by an additional charge of six per centum, as a compensation for collecting the same.

Taxes, paid before certain periods, to be entitled to abatement.

Additional charges.

**SECTION 4.** The treasurer of the board of directors shall give notice, by hand-bills, at least three weeks before the time when the first abatement ceases, to all tax-payers, stating the times when each abatement ends, and the time when the six per cent. will be added.

Notice of abatement.

Treasurer re-  
quired to make  
monthly state-  
ments.

SECTION 5. It shall be the duty of the treasurer to make monthly statements, at each regular meeting of the board of directors, or special meeting, if required, setting forth the amount received for taxes, and from other sources, the amount of orders paid, and the balance in the treasury; in his stated account rendered, at the first meeting after the said third Monday in January, he shall set forth the amount of taxes received, under each abatement, the amount received without any abatement, and the amount remaining unpaid, with a certified list of the names of the persons owing the same, and he shall be allowed, as a compensation for all his services, two per cent. on all moneys paid out by him.

Compensation.

Unpaid taxes,  
collection of,  
relative to.

SECTION 6. If any taxes remain unpaid, after the said third Monday in January, the secretary shall make out a warrant, and a duplicate from the said list of the treasurer, of the names of all persons owing said taxes, with the amount of tax each owes, including the augmentation of six per cent., and the board of directors shall then appoint a collector, who shall give bond, and collect the taxes named in said duplicate, in the same manner as if this act had not been passed, except as hereinafter provided.

Bond of collec-  
tor.

SECTION 7. The obligation of the bond, given by the collector so as aforesaid appointed, shall be upon this condition: that the said collector shall well and faithfully collect said tax, according to the requirements of the warrant, and pay the same into the hands of the treasurer, according to law, and settle up said duplicate on, or before, the first Monday in May, of each year; and if these conditions be not complied with, the president of the board shall, immediately after the first Monday in May, sue out the bond of said delinquent collector and sureties, who shall be charged with interest, at the rate of ten per cent. per annum, on the amount of said duplicate, from the said first Monday in June, until the said bond is fully satisfied.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 560.

## An Act

To repeal an act, approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act relative to additional water works, in the city of Allegheny," and its supplement.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, approved the nineteenth day of April, one thousand eight hundred and sixty-four, entitled "An Act relative to additional water works, in the city of Allegheny," and its supplement, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 561.

## Supplement

To an act to incorporate the Preston Coal and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Preston Coal and Improvement Company shall have power to increase their number of directors to any number, not exceeding nine, by the election of two, or four, additional directors, from their stockholders; and the directors shall have power to elect said additional number, until the next annual meeting of stockholders shall be held.

Authorized to  
increase num-  
ber of direc-  
tors.

SECTION 2. The directors of the company shall have power to lease, or sell, any portion of the property of the company, for the benefit of the stockholders; said lease, or sale, to be

May lease or  
sell property.

## LAWS OF PENNSYLVANIA,

ratified by at least two-thirds, in interest, of the stockholders, at a meeting to be called for that purpose.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 562.

## An Act

Relating to the prison of the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, with all its provisions, passed the first day of February, one thousand eight hundred and thirty-nine, relating to the prison of the county of Chester, be extended to the county of Delaware.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 563.

## An Act

To secure to the owners their lumber, when lost in the Schnylkill and Delaware rivers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That all persons taking possession of logs, shingles, or lumber of any kind, found adrift in the river Schuylkill, or in the river Delaware, having drifted out of the river Schuylkill, and who shall secure the same, in a safe and convenient place, and, in all respects, comply with the regulations hereinafter mentioned, in this act, shall be entitled to demand and receive of the owner, or owners, of such logs, shingles, or lumber, as a full compensation for their labor, expense and damages, the following sums, viz: For single logs, fifteen cents each; for sections of rafts, containing not less than ten, nor more than twenty logs, ten cents for each and every log; for sections of rafts, containing more than twenty logs, eight cents for each and every log, and for a whole raft of logs, five dollars; for shingles, thirty cents per thousand, and for lumber, in amounts not exceeding five thousand feet, thirty cents per thousand feet, and for amounts exceeding five thousand feet, twenty cents per thousand feet; all of which shall be paid by the person, or persons, owning and claiming such logs, shingles, or lumber, upon receiving possession of the same.

Persons securing drifting lumber, &c., to be entitled to compensation.

Rates.

How payable.

SECTION 2. That it shall be the duty of every person, or persons, taking possession of logs, shingles, or lumber, found adrift, in the rivers aforesaid, to secure the same, in some safe and convenient place, at, or within thirty yards of, the margin of said rivers, there to remain for the space of thirty days, unless sooner claimed by the owner, or owners, thereof; in case no person, or persons, shall appear, claiming and owning said logs, shingles, or lumber, within said period of thirty days, then it shall be the duty of the person, or persons, who shall have taken up and secured such logs, shingles, or lumber, to advertise the same, once a week, for four successive weeks, in the county paper, having the largest circulation in that neighborhood; each insertion shall give a true description of the kind and quality of said logs, shingles, or lumber, and of the mark, or marks, that may be on the same; in case no person, or persons, appearing, claiming and owning such logs, shingles, or lumber, during the period aforesaid, then the person, or persons, so having saved and secured the same, shall sell the same, at public sale, after giving ten days' public notice, by handbills, of the time and place of sale; and the proceeds of such sale, or sales, shall remain in the hands of the said seller for the period of one year, after each sale, subject to the claim of the said owner of the said logs, shingles, or lumber, so sold; after deducting the compensation, above mentioned, and the expenses of such advertisement and sale, and upon due proof of property in said logs, shingles, or lumber, being first made, and if no owner, or owners, of said property, shall appear, to claim said proceeds of sale, or having failed in his proof of property, then, and in that case, the said proceeds shall be and become the property of the person, or persons, having secured and sold the said logs, shingles, or lumber.

Persons taking up such lumber, required to secure same for certain period.

If claimant does not appear, notice to be given by publication, &c.

Sales regulated

Proceeds how disposed of.

SECTION 3. That any person, or persons, claiming to be the owner, or owners, of lost logs, shingles, or lumber, on the rivers aforesaid, or his, her, or their, agent, shall make claim there-

Claim to be in writing and verified by affidavit.

Expenses, &c.,  
how payable.

Proviso.

Persons taking  
up lumber, &c.,  
contrary to  
provisions  
hereof, to be  
liable to certain  
penalties.

Duty of own-  
ers of shores,  
&c., on which  
lumber has  
lodged.

to, in writing, verified by an oath, or affirmation, to be taken before some officer of the state, qualified by law to administer oaths and affirmations, and shall pay, or offer to pay, the compensation, for securing the same, required by this act, together with the expenses of advertising, as aforesaid, shall be entitled to the immediate possession of such logs, shingles, or lumber, and be at liberty to go on, with the necessary tools, teams and men, to remove the same, without let, or hindrance; and such claim shall be considered, in all courts of this state, conclusive evidence of title: *Provided*, That nothing contained in this section shall be construed, in any wise, to affect the title to such logs, shingles, or lumber, as between such claimant and any other claimant, or claimants, of the same.

SECTION 4. That any person, or persons, who shall take up and secure any logs, shingles, or lumber, when adrift, or that may be lodged upon the shores, or islands, of said rivers, in case of accident, or flood, and shall convey the same away, to a greater distance than thirty yards from the margin of said rivers, or who shall secrete the same, in any place whatever, or who shall fail, or neglect, to advertise the same, as aforesaid, or who shall appropriate the whole, or any part thereof, to his own use, or who shall purchase the same, except at public sale, as aforesaid, shall be held and deemed guilty of a misdemeanor, and, on conviction thereof, shall be liable to pay a fine of three times the value thereof, or undergo an imprisonment, not exceeding one year, or both, at the discretion of the court.

SECTION 5. That in case where lost logs, shingles, or lumber, shall, without assistance, lodge upon the shores, or islands, of said rivers, it shall be the duty of the person, or persons, owning, or having possession of, such shore, or island, to comply with the requirements of this act, the same as though said logs, shingles, or lumber, had been taken up and secured as drifting; and the claimant and owners of said logs, shingles, or lumber, shall be entitled thereto, or to the proceeds thereof, upon complying with the provisions of this act, in reference to drifted logs, shingles, or lumber, upon paying, or offering to pay, one-half of the rates of compensation provided for in the first section of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 564.

*An Act*

To validate the title of Joseph Shipler to certain lands.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the deed of Alexander P. Moore, committee of Hugh Bingham, a lunatic, to Joseph Shipler, for one hundred and nine acres and one hundred and ten perches of land, in Findley township, Mercer county, made on the fifteenth day of August, one thousand eight hundred and sixty-four, under, and by virtue of an order and decree of the court of common pleas of said county, and acknowledged before the same court, be and the same is hereby confirmed and validated, to have the same force and effect, and to be as good and valid, in law, as if the said committee had first obtained an order of the court of common pleas of Lawrence county, said court having jurisdiction of the accounts of said committee, an order granting him leave to raise a certain amount of money, by the sale of said lands, in Mercer county aforesaid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 565.

*An Act*

To authorize the highway commissioners of the township of Mill Creek, in the county of Erie, to establish the width of East lane, and to change its name.

**WHEREAS**, East lane, in the township of Mill Creek, near the city of Erie, is of unequal width, and the public convenience will be advanced, by making the width thereof uniform, between the Buffalo road and Lake Erie : Preamble.



*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners  
of highways,  
duty of.

Proviso.

That the commissioners of highways of the township of Mill Creek, in the county of Erie, be and they are hereby authorized and required to lay out and establish East lane, between the Buffalo road and Lake Erie, of the uniform width of one hundred feet, being fifty feet on each side of the present centre of said street: *Provided*, That when the width of the same shall be increased above its present width, the value of the lands appropriated therefor, and the damage to the owners thereof, if any, by such appropriation, shall be ascertained, and paid to the several owners of such lands, as is now provided, by law, in relation to lands appropriated and taken for roads and highways.

Change of name

*SECTION 2.* The name of the said lane is hereby changed to Whallon avenue, and the same shall hereafter be so known and called.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 566.

## An Act

Regulating the opening of streets, roads and alleys, in the borough of Lawrenceville, in the county of Allegheny.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Burgess and  
council author-  
ized to widen  
and improve a  
certain turn-  
pike road, with-  
in the limits of  
said borough.

Side-walks, re-  
lative to.

Cost of paving,  
&c., regulated.

That the burgess and town council of the borough of Lawrenceville shall have full power and authority to widen the Pittsburg and Greensburg turnpike road, within the limits of said borough, so that the same shall be a uniform width of sixty (60) feet, and to make all needful regulations, respecting the grades and grading, paving, curbing, and keeping in repair of said turnpike road, within the limits of said borough, and to regulate the width, grading and paving of the side-walks adjacent thereto; and the mode of proceeding, in regard to paving said turnpike road, and collecting the cost of paving the same, shall be regulated by an act supplementary to an



act, entitled "An Act incorporating the town of Lawrenceville into a borough," approved the second day of April, Anno Domini one thousand eight hundred and sixty, and the supplements thereto.

SECTION 2. That the said burgess and town council shall have authority to lay down and adopt a general plan of said borough, in sections, or otherwise, embracing all the streets and alleys, now existing in said borough, and such other streets and alleys as the future convenience of the citizens of said borough shall require, with the width of said streets and alleys marked thereon, in feet and inches, and with such reference to known landmarks as shall be necessary to identify the location of the said streets and alleys; the said plan, when made, shall be deposited in the office of the burgess of said borough, for public examination and inspection, of which notice shall be given, by publication, in two newspapers in the city of Pittsburgh, one English and the other German, during at least two weeks; the ground embraced within the lines of said streets and alleys shall be reserved by the owner, or owners thereof, subject to be opened as public highways, whenever the public exigencies shall require it; and all plans of lots, which shall be hereafter laid out, shall be arranged so as to correspond with the general plan of said borough.

SECTION 3. On the petition, in writing, of ten (10) citizens of said borough, requesting the opening of any of the said streets or alleys, the said burgess and town council shall make application to the court of quarter sessions of Allegheny county, for the appointment of viewers, as required by an act, entitled "A supplement to the act regulating boroughs," approved the twenty second day of April, Anno Domini one thousand eight hundred and fifty-six.

Authorized to adopt a general plan of said borough.

What to be embraced therein.

Plan to be deposited in office of burgess, for public examination.

Notice.

Opening of streets, relative to.

Plans of lots to correspond with general plan.

Viewers, appointment of, relative to.

Subject to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 567.

## An Act

To authorize the Pennsylvania and New York Canal and Railroad Company to issue stock and bonds, and to secure the bonds by mortgage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the third section of the act, approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act to authorize the North Branch Canal Company to change their name, style and title, to the Pennsylvania and New York Canal and Railroad Company, and to construct a railroad along and upon the towing path, or berme bank, of their canal," be so amended, as to authorize the said Pennsylvania and New York Canal and Railroad Company to issue, from time to time, both stock and bonds, or either, in such amounts, and in such manner, and upon such terms, time and price, as they may deem expedient, for the purpose in the said act mentioned, and to secure any bonds they may so issue, by one, or more, mortgages, of the whole, or any part of the railroad, property, real and personal, and corporate rights and franchises, acquired, or to be acquired, of the said company: *Provided*, This company shall issue no bond of a less denomination than one hundred dollars.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 568.

## An Act

To increase the yearly income of the estate allowed to be held by the trustees of the Board of Domestic Missions of the General Assembly of the Presbyterian Church in the United States of America.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Board of Domestic Missions of the General Assembly of the Presbyterian Church in the United States of America, be and they are hereby authorized to receive, hold, enjoy, sell and convey, for the purposes of their incorporation, real and personal estate, the annual income whereof shall not exceed thirty thousand dollars.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 569.

## An Act

Authorizing the school directors of the borough of Franklin, in Venango county, to borrow money.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the school directors of the borough of Franklin, in the county of Venango, be and they are hereby authorized to borrow any sum of money, not exceeding forty thousand dollars, at any rate of interest, not exceeding eight per centum per annum, to be expended, with other building funds of said school district, in the erection of a union school house. Authorized to borrow money for building purposes.

*SECTION 2.* That until a union school house shall have been erected, in said borough, and any money, borrowed for the erection thereof, shall have been paid, the said school directors shall have power and authority to levy and collect, annually, a special tax, not exceeding three times the amount authorized, by law, to be levied and collected for school purposes; which tax shall be levied and collected at the same time, and in the same manner, as the tax for school purposes. Special tax authorized.  
How levied and collected.

*SECTION 3.* That the said school directors be and they are hereby authorized to sell and convey the real estate, conveyed to the said school district by the trustees of the Venango academy: *Provided,* That the proceeds of such sale shall be applied to the erection of a union school house, in said district. Authorized to sell certain real estate.  
Provido.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 570.

*An Act*

To incorporate the Sharon Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That J. M. Irvine, James Westerman, E. A. Wheeler, Joseph King, David Strawbridge, John Winter, Samuel Weston and J. H. Frey, or any three of them, be and they are hereby appointed commissioners, and authorized and empowered to open books, receive subscriptions and organize a company, by the name and style of the Sharon Gas and Water Company, with a capital stock of twenty thousand dollars, to be divided into shares of not less than ten dollars each; and said company shall have the exclusive right to supply the borough of Sharon and vicinity, in Mercer county, with gas and with water, by pipes, and also, to all such persons, partnerships, firms and corporations residing, or doing business, therein, as may desire the same, at such prices that may be agreed upon, and be subject to all the restrictions, and entitled to all the powers and rights and privileges, of an act to provide for the incorporation of gas and water companies, approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and the several supplements thereto, except so far as it and they are altered, or supplied, by this act.

Name.

Capital stock.

Supply of gas,  
relative to.

Rates.

Subject to.

Increase of cap-  
ital stock.

SECTION 2. That the said company shall have power, by a vote of the majority of the stockholders, at a meeting convened for that purpose, to increase the capital stock to such an amount as will enable it to carry out the purposes of its organization.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 571.

## A Supplement

To an act, entitled "An Act to erect part of the township of Denison, in the county of Luzerne, into a separate district, for road purposes; relative to a certain road in Kingston township, Luzerne county; and to incorporate the Valley Mountain Turnpike and Plank Road Company," approved April fourteenth, one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That sections one, two, three, four and five, of the above recited act, be and the same are hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 572.

## An Act

Authorizing the school directors of the borough of Brownsville, in Mercer county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Brownsville, in the county of Mercer, be and they are hereby authorized to borrow a sum of money, not exceeding three thousand dollars, at a rate of interest, not exceeding eight per centum per annum, to be expended, with other building funds of said school district, in the erection of a school house.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 573.

*An Act*

To authorize the election of two additional supervisors, in Mifflin township, Allegheny county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the electors of Mifflin township, Allegheny county, are hereby authorized annually, hereafter, to elect two additional supervisors of roads, in said township.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 574.

*A Further Supplement*

To an act incorporating the borough of Allentown.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the different wards of said borough shall be and are hereby erected into one school district, to be denominated the Allentown school district; and that each ward shall be a section of said school district; and that each section shall be designated by the number of the ward.

Different wards erected into one school district. Each ward to be a section thereof.

Number of school directors in each section. Exception.

Directors of second section, relative to election of.

**SECTION 2.** That hereafter the number of school directors, in each section, shall be six, and elected as follows, to wit: (excepting in the First ward, where the present board of directors shall be deemed the proper board of the first section,) the electors of the second section shall elect one school director, to serve for one year, one for two years, and two for three years, and annually thereafter two, to serve for three years;

the electors of the third section shall elect one school director, to serve for one year, one for two years, and two for three years, and annually thereafter two, to serve for three years; the electors of the fourth section shall elect one school director, to serve for one year, one for two years, and two for three years, and annually thereafter two, to serve for three years; the electors of the fifth section shall elect one school director, to serve for one year, one for two years, and two for three years, and annually thereafter two, to serve for three years.

SECTION 3. That the said directors, for every section, shall, on the third Wednesday of the month of June, in each year, elect one suitable person, a resident of the section, in manner hereinafter provided, to be members of a select body, to be called the controllers of the public schools for borough of Allentown; that is to say, that the directors of the first and second sections, respectively, shall elect one person as controller, aforesaid, to serve for one year, the directors of the third and fourth sections, respectively, one person as controller, aforesaid, to serve for two years, and the directors of the fifth section, one person as controller, aforesaid, to serve for three years; and upon the expiration of the respective terms of the controllers, aforesaid, the board of directors of the different sections shall elect one person as controller, to serve for three years; and that all vacancies shall be filled by the proper board of directors, for the unexpired term; that said controllers shall enter upon the duties of their office on the first Monday in July next, succeeding their appointment, and organize, by the election of a president, treasurer, and such other officers as may be deemed necessary.

SECTION 4. That the controllers shall have the same corporate powers as are now vested in school directors, by the laws of this commonwealth.

SECTION 5. That the title to property, real and personal, within the said district, now vested in the board of directors, shall be and is hereby transferred and vested in the board of controllers.

SECTION 6. That the said controllers of the public schools shall determine upon the number of school houses which shall be erected, or established, in every section, under the provisions of this act, and shall limit the expense of erecting and establishing every such school house; they shall, also, have power to provide such suitable books as they shall deem necessary, for the use of the pupils belonging to the different schools within the district; they shall have the general superintendence over all the schools established under and by virtue of this act, and in the said district, and may make such rules and regulations, for their own government, and for the general regulations of the district, as may be deemed necessary for carrying this act into complete effect.

SECTION 7. That it shall be the duty of the said controllers to examine all accounts of money disbursed in erecting, establishing and maintaining the several schools established, as aforesaid, within the district.

SECTION 8. That the said controllers shall meet at least monthly, and may call special meetings whenever the same

Third section.

Fourth section.

Fifth section.

Controllers of public schools, relative to election of.

First and second sections.

Third and fourth sections.

Fifth section.

Vacancies.

Organization of board of controllers, relative to.

Officers.

Corporate powers of controllers.

Title to certain property to vest in controllers.

Controllers to determine number of school houses.

Controllers to provide suitable books, and exercise general superintendence over schools.

By-laws.

Examination of accounts, relative to.

Monthly and special meetings.



- Minutes and books of account, required to be kept. may be deemed expedient; they shall keep regular minutes of all their proceedings, and shall keep regular books of accounts, which shall be examined and settled annually, by the auditors of the city, and shall publish a statement, in the month of August, in every year, of the amount of expenditure, and of the number of children educated in the public school.
- Duty of city auditors. SECTION 9. That the power of assessing and collecting of taxes shall be vested in the said controllers.
- Taxes, how assessed and collected. SECTION 10. The said board of controllers shall have power and authority to elect a secretary, not one of their own body, who shall give such security, for the proper performance of his duties, as the by-laws of the corporation may require; they shall also have authority to make such by-laws, rules and regulations, as may be necessary for their well government.
- Secretary of board. SECTION 11. That three members of the controllers of the public schools, for the said borough, shall constitute a quorum for the making of orders, for the payment of money, and the transaction of business generally; with this exception, that no order, for the payment of money, shall be made at any special meeting of the board, unless a majority of the whole number be present.
- By-laws. SECTION 12. That the said directors for every section, respectively, shall have power to erect and establish so many schools, in their respective sections, as may be determined upon by the said controllers, and shall appoint teachers, and provide all things necessary for maintaining and conducting the schools, in their respective sections, and shall superintend and direct the said schools, respectively; and the directors of every section, respectively, shall meet at least monthly, and shall keep regular minutes of their proceedings; and the said directors of every section, respectively, shall divide themselves into committees, so that every committee may have the management of one school, at least; and the said committees shall also keep regular minutes of their proceedings, and shall report, or exhibit, their minutes to the directors of the section, whenever required by the said directors so to do; and the directors of every section shall report the state of all the schools within the section, every six months, to the controllers aforesaid; and all the controllers and directors of the public schools, within the said district, shall perform their duties without any pecuniary compensation, and during their term of service shall be exempted from serving as jurors, arbitrators, and, except in time of war, from militia duty.
- Quorum. SECTION 13. The board of controllers shall have power to establish all central schools, above the grade of secondary, and appoint a superintendent for the public schools of the said district.
- Exception. SECTION 14. That all acts relating to the common schools of this commonwealth, inconsistent herewith, shall be and are hereby repealed, so far as the same relates to this district.
- Power of directors relative to the establishment of schools. SECTION 15. That the electors of the several wards (excepting the First ward) shall meet, at their respective places for holding elections, on the third Tuesday of May next, for the purpose of electing all officers provided for in this act; said election to be held by the officers now elected as officers
- Superintendence of schools. Officers and mode of election, relative to.
- Directors of every section to meet monthly.
- Committees.
- Their powers and duties.
- Directors required to report condition of schools to controllers.
- Controllers and directors not to receive compensation.
- Central schools. Superintendent
- Repeal.



for holding elections, and be conducted as is now provided, by law, for township elections; and thereafter all officers, provided for in this act, shall be elected at the time and place of holding elections for borough officers.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 575.

## An Act

Relating to the purchase of real estate by the commissioners of Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Delaware are authorized and empowered to purchase a lot of ground, near the public property, for the use of said county; price not to exceed one thousand dollars.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN

No. 576.

**A Supplement**

To an act relative to the payment of bounties, in the county of Schuylkill.

Certain pro-  
ceedings legal-  
ized.

Tax authorized.

Tax levied by  
school directors  
legalized.  
Proviso.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys paid and taxes levied, notes, bonds, or other evidences of indebtedness, issued, or given, and taxes levied by the legally constituted authorities, or officers, of any township, election district, ward, or borough, in the county of Schuylkill, for the purpose of paying the indebtedness of said townships, election districts, wards, or boroughs, for paying bounties to volunteers, be and the same are hereby legalized and made valid; and they are hereby authorized to levy and collect tax, or taxes, for the payment of said indebtedness.

**SECTION 2.** That the taxes levied by the school directors of any township, to fill the quotas of any independent school district, composed, in part, of a township, be and the same is hereby legalized and made valid: *Provided,* No person, who was in the military service of the United States, as a soldier, and honorably discharged therefrom, shall be liable to said tax.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty six.

**A. G. CURTIN.**

No. 577.

**An Act**

In relation to fees of physicians and surgeons, in cases of *post mortem* examination, in the county of Allegheny.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this the fees of physicians, or surgeons, in cases of *post mortem* examinations, in the county of Allegheny, shall be as follows : For superficial examination, the sum of ten dollars ; for any cutting done before decomposition has commenced, the sum of twenty dollars ; and for any cutting done after decomposition has commenced, the sum of forty dollars ; the said fees to be in lieu of the fees now allowed, by law, in said county, and to be paid in the same manner as those now allowed are paid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 578.

## An Act

To extend an act, entitled “An Act to change the mode of criminal proceedings, in Erie and Union counties,” to the county of Luzerne.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled “An Act to change the mode of criminal proceedings, in Erie and Union counties,” approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby extended to the county of Luzerne.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 579.

*An Act*

To create two school districts, in the township of Wilkesbarre, in Luzerne county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Independent  
school districts  
created.

That the North ward and South ward of the township of Wilkesbarre shall, each for itself, form a separate and independent school district.

Directors, elec-  
tion of, relative  
to.

*SECTION 2.* That the qualified electors of said two districts shall vote for and elect, for each ward, six school directors, on the third Friday of March, Anno Domini one thousand eight hundred and sixty-seven, at their respective polls, two to serve for one year, two to serve two years, and two to serve three years, and two annually hereafter; and that all proceedings relative to the organization and management of said school districts shall be in conformity with the existing school laws, and such as shall be hereafter enacted.

Management.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 580.

*An Act*

To punish the buying, or receiving, of scrap iron, brass, or other metals, from minors, or unknown and irresponsible parties, in Allegheny and Schuylkill counties.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person, in



Allegheny, or Schuylkill, county, receiving, or buying, from minors, or unknown and irresponsible parties, any scrap iron, brass, lead, copper, or other, metal, shall be guilty of a misdemeanor, and on conviction thereof, in the court of quarter sessions, in the proper county, shall be sentenced to pay a fine of not more than five hundred dollars, and to undergo an imprisonment of not more than one year, or both, or either, at the discretion of the court.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 581.

## An Act

To incorporate the Crystal Spring Water Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Washington Lee, Junior, Garrick M. Harding, Henry M. Hoyt, Stanley Woodward, George B. Nicholson, Charles Parrish, John C. Phelps, William S. Ross, William Hibler, William R. Maffett, Abel Bennett and Richard Jones, or a majority of the same, be and they are hereby appointed commissioners, and authorized and empowered to carry into effect the establishment of a company, to be called the Crystal Spring Water Company, for the purpose of introducing, into the town of South Wilkesbarre, and places contiguous thereto, and outside of the limits of the borough of Wilkesbarre, as the same existed on the twelfth day of February, in the year of our Lord one thousand eight hundred and fifty, in the county of Luzerne, a sufficient supply of fresh and pure water, for the inhabitants of the district, or territory, as aforesaid; and that the capital stock of said company shall consist of eight hundred shares, of fifty dollars each; and the said company shall be entitled to all the powers, immunities, rights and privileges, and subject to all the restrictions, granted and mentioned in act, entitled "An Act to incorporate the Wilkesbarre Water Company," approved the twelfth day of February, in the year

of our Lord one thousand eight hundred and fifty, and the several supplements thereto.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 582.

## An Act

To fix the return day of writs, in the Third Judicial District.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in the Third judicial district, composed of the counties of Lehigh and Northampton, all writs, issued for the commencement of actions, may be made returnable on the first day of next term, or on the first Monday of any intermediate month, at the election of the party suing out the writ: *Provided,* The same is issued ten days before the return day.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 583.

**An Act**

To authorize the school directors of Salisbury township, Lancaster county, to levy an additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Salisbury township, Lancaster county, shall be and they are hereby authorized to assess, levy and collect, of and from the taxable property of the said township, a tax, not exceeding two cents on the dollar of the valuation thereof, to be applied toward the liquidation of the indebtedness incurred by the school directors of the said township, in filling the quota, or quotas, of the said township, under the several calls of the President of the United States, and to pay all necessary expenses incurred in filling said quota, or quotas: *Provided,* That the said tax shall not be assessed, levied, or collected, off of any officer, or soldier, who may now be in the military service of the United States, or from any officer, or soldier, who has been in the volunteer military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 584.

**An Act**

For the repeal of an act changing the venue in certain actions of ejectment from Armstrong to Allegheny county.

WHEREAS, An act, entitled "An Act changing the venue in certain actions of ejectment from Armstrong to Allegheny

county," was approved on the eighth day of April, Anno Domini one thousand eight hundred and sixty-four :

*And whereas*, The actions, therein mentioned, have not been tried in the said county of Allegheny, but the trials thereof have been delayed, in consequence of venue having been changed by said act ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said act be and the same is hereby repealed, and the said actions are hereby re-instated, in the court of common pleas of Armstrong county ; and the records and papers, in said actions, shall be certified by the district court of Allegheny county, to the said court of common pleas of Armstrong county, for disposition and trial.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 585.

## A Supplement

To an act to provide for the erection of a poor house, in Clarion county, approved the twenty-first day of March, one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Court, on application, to appoint directors of the poor.

That the court of quarter sessions of the county of Clarion, upon the application, in writing, of not less than ten taxable citizens of said county, shall appoint three suitable persons, to be directors of the poor of said county ; and the persons, so appointed, and their successors in office, are hereby created and constituted a body politic and corporate, by the name, style and title of the Directors of the Poor of Clarion county, and by that name shall have perpetual succession, with all the legal incidents of a body corporate and politic, in law, and may sue and be sued, and use a common seal, and alter and change the same at pleasure, and shall perform all the duties

Incorporation.  
Name.

Privileges.



imposed upon the commissioners of said county by the act to which this is a supplement.

SECTION 2. The qualified electors of the said county of Cla- Directors, elec-  
rion shall, at the next general election, after the passage of tion of, relative  
this act, elect three persons, to serve as directors of the poor to.  
of said county; one to serve one year, one to serve two years,  
and one to serve three years; and one person to serve as such  
director every subsequent year thereafter, to serve for three  
years.

SECTION 3. That the compensation of said directors of the Compensation.  
poor shall be the sum of fifty dollars a year, and mileage,  
at the rate of four cents per mile necessarily traveled in the  
discharge of their duties, and shall be authorized to employ a  
clerk, at such salary as they may determine to be just and Clerk.  
proper.

SECTION 4. That so much of the act to which this is a sup- Repeal.  
plement, as imposes the duties of the directors of the poor on  
the commissioners of said county, be and the same is hereby  
repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one  
thousand eight hundred and sixty-six

A. G. CURTIN.

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No. 586.

## An Act

To incorporate the Grand Lodge of the Drivers' Beneficial Association of  
the state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same*  
That William N. Tapper, Joseph Wilth, Henry D. Battersby, Corporators.  
Isaac L. Brewer, Samuel Coffman, Francis Orth, Thomas M.  
Elliot, Richard P. Nichuals, Benjamin Flood, William Wil-  
lard, Mathias Seddinger and James F. Thorn, and all other  
persons, who now are, or hereafter may be, associated with  
them, and their successors, be and they are hereby created  
and erected into a body politic and corporate, in deed and  
law, by the name, style and title of the Grand Lodge of the Title.  
Drivers' Beneficial Association of the state of Pennsylvania,

- Privileges. and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, answer and be answered, in all the courts of law, or equity, within this commonwealth and elsewhere; and also to be able to take and hold, to them and their successors, by grant, gift, devise, lease, absolute purchase, any lands, or real estate, for the purpose of erecting thereon any buildings, for the use of said Grand Lodge; and also to take and hold, for the use of said Grand Lodge, any goods and chattels, sum, or sums, of money, by gift, grant, bargain and sale, will, devise, bequest, loan, stock, or otherwise, from any person, or persons, whatsoever, capable of making the same, and the same, at their pleasure, to grant, bargain and sell, for the use of said Grand Lodge, and, generally, to perform all and singular the matters and things which may be lawful for them to do, for the well being and management of the affairs of said Grand Lodge: *Provided*, That the real estate, of which the said corporation shall, at any time, be possessed, shall not exceed the yearly income of five thousand dollars: *And provided further*, That all property, whether real, personal, or mixed, now owned by said Grand Lodge, and held by trustees, for the use of said Grand Lodge, be and the same is hereby transferred and vested in the said corporators, their associates and successors, and for the purpose hereinafter mentioned: *Provided further*, That the said Grand Lodge shall be composed of white male citizens, of the full age of twenty-one years, and who are past officers of subordinate associations, or representatives therefrom.
- Real estate, &c.
- Proviso.
- Proviso.
- Proviso.
- Authorized to charter subordinate associations.
- Proviso.
- Seal.
- By-laws.
- SECTION 2. That it shall be lawful for the said Grand Lodge to grant legal charters to subordinate associations, within their jurisdiction, who shall send representatives thereto: *Provided*, The subordinate associations shall conform to the rules and laws governing the Grand Lodge, for which this is a charter.
- SECTION 3. That it shall be lawful for the said Grand Lodge to have a common seal, and the same to change, alter and renew, at pleasure, and shall have and exercise all the rights and privileges necessary for the purpose of the corporation, hereby constituted, and shall have power and authority to make by-laws conformable to this charter, and not in violation of the laws of this commonwealth, or of the United States.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 587.

## An Act

To incorporate the Germantown Club of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Wister, Henry Chancellor, Albertas Engle, William H. Sowers, William Chancellor, Charles Willing, Philip R. Freas, Charles S. Pancoast, J. Alfred Kay and William Rotch Wister, and their associates be and they are hereby created a body corporate and politic, with the name, style and title of the Germantown Club, with authority to elect officers, to establish by-laws for their government, and to hold real estate, the yearly value of which shall not exceed two thousand dollars: *Provided*, That nothing herein contained shall be so construed as to authorize the said, the Germantown Club, to do any act, or acts, in their corporate capacity, than is herein expressed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 588.

## An Act

To incorporate the Athletic Base Ball Club of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas Fitzgerald, DeWitt C. Moore, Charles W. Bacon, Richard W. Benson, Theodore M. Reger, Samuel Daniels, Peter C. Ellmaker, John D. M'Bride, Nathan Berkenstock, Isaac Wilkins, Michael Smith, Charles M. Gaskill, E. Hicks Corporators.

Hayhurst, Daniel G. Kleinfelder and Philidore S. Bell, and such other persons as may be associated with them, and their successors, be and the same are hereby enacted into a body corporate and politic, by the name, style and title of the Athletic Base Ball Club of Philadelphia.

Name.

Seal.

Privileges.

By-laws.

Officers.

Proviso.

May hold real  
estate, &c.

SECTION 2. That the said club shall have full power and authority to make, have and use a common seal, and the same to change, alter, or annul, at pleasure; and by the name, style and title, aforesaid, shall be able and capable, in law, to sue and be sued, plead and be impleaded, in any court, or courts, before any judge, or judges, justice, or justices, in all manner of suits, complaints, pleas, causes, matters and demands, whatsoever, and all and every matter and thing therein to do, in as full and effectual a manner as any other person, or persons, bodies politic, or corporate, within this commonwealth, may, or can, do, and to make such rules, by-laws, regulations and ordinances, as shall be necessary for its good government; and shall choose, from themselves, agreeably to said rules, by-laws, regulations and ordinances, such officers and committees as may be necessary and useful: *Provided always*, That nothing contained in any of said rules, by-laws, regulations and ordinances, shall be contrary to, or conflict with, any law, or laws, of this commonwealth, or of the United States.

SECTION 3. That the said club shall forever hereafter be able and capable, in law, to have, hold, receive and enjoy all, and all manner of lands, tenements, rents, franchises, gifts and bequests, of what nature soever, in fee simple, for a term of years, or otherwise; and, also, to give, grant, let, sell, alien and assign, the same, in accordance with the nature of the respective gifts, grants and bequests, made to the said club, and of their estate therein.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 589.

## An Act

To annex the farms of George Jackson and others, to the Oneida school district of Huntingdon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the farm of George Jackson, the farm of Joshua Gorsuch, and the farm of John Warfel, in Henderson township, in the county of Huntingdon, contiguous to the line of the township of Oneida, in said county, be and the same are hereby annexed to, and made part of, said township of Oneida, for school purposes.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 590.

## An Act

Extending the jurisdiction of justices of the peace, in certain criminal proceedings, to the county of Perry.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act passed and approved the first day of May, one thousand eight hundred and sixty-one, with its several supplements, in relation to the jurisdiction of justices of the peace,

## LAWS OF PENNSYLVANIA,

in certain criminal proceedings, in Erie and Union counties, be and are hereby extended to the county of Perry.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 591.

## An Act

To incorporate the Halifax Hall Association.

Corporators.

Title.

Privileges.

Object.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John O. Witman, Christian Lyter, Godfrey Sammet, Daniel Wilvert, Adam Snyder, Conrad Bower, Aaron J. Shammo, George Lehr, Amos C. Clemison, George Bower, Henry Brubaker, William Bottomstone, Albert S. Loomis, Joseph A. Rokes, James M. Parsons, and their successors, and all persons who now are, or hereafter may be, holders of the stock, hereinafter mentioned, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the Halifax Hall Association, and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law, or equity, or elsewhere; to have a common, or corporate, seal, and the same to alter, or renew, at pleasure, and shall be able and capable, in law and in equity, to take and hold, to them and their successors, either by grant, gift, devise, or lease, any lands, or real estate, for the purpose of erecting thereon a suitable building, or buildings, for the use of said association, and generally to do all and singular the matters and things which shall be lawful for them to do, for the well being and due management of the affairs of said association, and shall have and exercise all the rights, privileges and immunities, necessary for the purposes of the corporation, hereby constituted.

SECTION 2. The object of said corporation shall be to provide, erect and furnish, a hall, or suitable building, or buildings, in the town of Halifax, in the county of Dauphin, for the accommodation of the lodge of the Independent Order of Odd

Fellows, and other societies, established, or to be established, there, with power to lease, or rent, so much of said hall, building, or buildings, for business, or other lawful purposes, as may not be necessary for the accommodation of said lodge, or societies.

SECTION 3. That the capital stock of said corporation shall not exceed ten thousand dollars, which shall be divided into one thousand shares, of ten dollars each, and be issued and transferred in accordance with law, and such by-laws as the managers of said association may establish. Capital stock.  
By-laws.

SECTION 4. That the government and control of the said corporation, and the management of its property and affairs, shall be vested in, and the corporate powers thereof shall be exercised by, a board of seven managers, who shall be elected annually, on the last Saturday in December, by ballot, from the stockholders, each stockholder to be entitled to one vote for each share of stock held by him; the managers shall continue in office until their successors be elected; they shall elect a president, secretary and treasurer, from among themselves, supply all vacancies in their number, however occasioned, and that until others be duly elected, the persons, named in the first section of this act, shall be held to be managers of the said corporation, and shall have power and authority as such. Managers, election of, relative to.  
Votes.  
Officers.  
Vacancies.

SECTION 5. That a general meeting of the stockholders, for the election of managers, and the transaction of other business, shall be held annually, on the last Saturday in December, at such time and place as shall be designated by the board of managers, of which meeting, at least ten days' public notice shall be previously given; and special meetings of the corporation shall be called, and held, as shall be provided by the by-laws thereof. General meetings.  
Notice.  
Special meetings.

SECTION 6. That the legislature hereby reserves the right to alter, revoke, or annul, the charter of the said Halifax Hall Association, whenever, in their opinion, it may be injurious to the citizens of this commonwealth; in such manner, however, that no injustice shall done to the members of said corporation. Reservation.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 592.

## An Act

To authorize the board of school directors of the borough of Ludwick, in the county of Westmoreland, to borrow money for building purposes, and to levy additional school tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Ludwick, Westmoreland county, are hereby authorized to borrow, upon the credit of the said district, any sum of money, not exceeding two thousand dollars, at a rate of interest, not exceeding six per cent. per annum, and to issue therefor the evidences of indebtedness of said district, redeemable at any time, not exceeding ten years from the date thereof; and the directors of said school district are hereby further empowered to levy and collect such taxation, in addition to that now allowed by law, as may be necessary, for the redemption of the aforementioned securities.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 593.

## A Supplement

To an act to incorporate the Home for Destitute Colored Children, approved the eleventh day of April, Anno Domini one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the annual meeting of the members of the said corpo-



ration, the Home for Destitute Colored Children, for the purpose of electing managers and trustees, shall be hereafter held on the last Monday in May.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 594.

## An Act

To authorize the burgess and town council of the borough of Loretto, in the county of Cambria, to erect a lock-up in said borough.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Loretto, in the county of Cambria, be and they are hereby authorized to erect a suitable building, in the said borough, to be used as a lock-up house, or place of security, for the temporary detention of persons committed by justices of the peace, or by the burgess, or assistant burgess, acting in his place, for any violation of the laws of this commonwealth, or of the ordinances of said borough, for which such person, or persons, could be lawfully committed to the common prison, there to remain and be kept until such offender can be, conveniently, conveyed to the county jail, or until he, she, or they, be discharged according to law, or the ordinances of said borough: *Provided,* That no person, or persons, shall be confined in said lock-up house, at any one time, for a longer period than forty-eight hours, except such person, or persons, be charged with an indictable offence, and it may be necessary to detain him, her, or them, for legal examination.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 595.

**An Act**

Authorizing the burgess and town council of Venango City, in Venango county, to increase their borough tax.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Venango City, in Venango county, be and they are hereby authorized, for and during the year Anno Domini one thousand eight hundred and sixty-six, to assess, levy, collect and expend any amount of taxes they may deem necessary for the benefit and improvement of said borough, to any amount, not exceeding three cents on the dollar of the last adjusted valuation.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 596.

**An Act**

To change the time of closing the polls, in the township of Braintrim, Wyoming county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the election polls, in the township of Braintrim, Wyoming county, at the several elections to be held, in said township, shall be closed at six o'clock in the afternoon; and that all acts, inconsistent with

this act, so far as the same relates to said Braintrim township, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 597.

## An Act

To vacate a part of Bank lane, in Duquesne borough, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the street, known as Bank lane, in the borough of Duquesne, and county of Allegheny, as lies between the road, at the south-west end of the iron works, known as the Girty Run iron works, where the said road crosses the bed of the canal, and the eastern, or north-eastern, boundary line of the said borough, near to, and immediately opposite, the Girty Run plank road, be and the same is hereby vacated, and shall forever cease to be a public street, or passage way, in said borough of Duquesne.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 598.

**A Supplement**

To an act relating to the taxing of unseated lands, in Berks county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Certain provisions extended to the collection of bounty and other taxes.

That the provisions of an act, entitled "An Act relating to the taxing of unseated lands, in Berks county," approved the fourth day of May, one thousand eight hundred and sixty-four, be extended to the collection of bounty and all other taxes now due and owing; and said taxes, of every description, upon the real estate of all non-residents, shall be a lien upon said real estate until paid: *Provided*, That no sale shall be had, or made, under the said act, and the supplements thereto, for any taxes due over ten years from the date of the passage hereof.

Proviso.

The term "non-resident" defined.

**SECTION 2.** The true intent and meaning of the term "non-residents," is hereby declared to mean and include all persons not resident of the township, in which said taxes are assessed and due, as well as all persons not resident of the county.

When lands may be sold.

**SECTION 3.** That in addition to the first day of April, designated in the act to which this is a supplement, for the sale of lands, it shall be lawful for collectors to sell on the first day of August of each and every year, giving notice as prescribed in said act: *Provided*, That in addition to the notice prescribed in said act, personal notice shall be given, by the collector, to non-residents residing in said county of Berks.

Proviso.

Sales on certain days, relative to.

**SECTION 4.** That whenever, in any year, the first day of April and the first day of August, or either of them, shall be on Sunday, sales, under the provisions aforesaid, shall and may be held on the second day of the months aforesaid.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN**



No. 599.

**An Act**

Supplementary to the acts incorporating the borough of Pottsville.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the payment of judgments rendered after the passing of this act, for any fine, or penalty, imposed by any ordinance of judgments for the corporation of the borough of Pottsville, now in force, or that may hereafter be made, in pursuance of the acts of assembly, incorporating the said borough, may be enforced, by execution, in the same manner as judgments for debts, of like amount, were recoverable, in the year one thousand eight hundred and twenty-eight, when this said borough was incorporated; any act of assembly, or ordinance, to the contrary notwithstanding.

**SECTION 2.** That so much of the territory of said borough, as lies south of Norwegian street, and east of Centre street, known as the south-east precinct, is hereby constituted the South east ward of the borough of Pottsville, with like rights, privileges and immunities, as pertain to other wards of said borough; and all acts, or parts of acts, in conflict herewith, are hereby repealed.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED—**The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 600.

**An Act**

Relative to the election of members of town council and school directors, in the borough of South Bethlehem, Northampton county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the qualified electors of the borough of South Bethlehem, Northampton county, at such time and place, now designated, by law, for the election of members of town council and school directors, to elect, by ballot, nine qualified citizens to be a town council, three to serve one year, three to serve two years, and three to serve three years, and six qualified citizens for school directors, two to serve for one year, two to serve for two years, and two to serve three years.

SECTION 2. That all laws, or parts of laws, inconsistent with, and supplied by, this act, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 601.

## An Act

Authorizing the laying out of a State road, from the State road leading from Berwick to Pottsville, near William Wolf's residence, in Luzerne county, to a point on a public road, near the residence of Moses Schlischer, in Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Uriah A. Gritman and William Franck, of Luzerne county, and Allen Mann, of Columbia county, be and they are hereby appointed commissioners to view, lay out and mark  
Route of road. a state road, beginning at the state road leading from Berwick, in Columbia county, to Pottsville, in Schuylkill county, near the residence of William Wolf, in Luzerne county; and thence to a point on a public road, near the residence of Moses Schlischer, in Columbia county, upon the most practicable route, having regard to distance, grades, public convenience, and cost of construction.

Oath. SECTION 2. That it shall be the duty of said commissioners, or a majority of them, after being duly sworn, or affirmed, before some judge, or justice of the peace, to perform the  
View. duty enjoined by this act, with fidelity, carefully to view the ground over which the said road is to pass, and to lay out the same of any width, not exceeding forty feet, and they shall

distinctly mark the road, so laid out by them; and the said commissioners shall receive, for their services, the sum of two dollars per day; and if either of said commissioners shall act as surveyor, he shall receive an additional sum of two dollars per day; and the said commissioners may, if necessary, employ one surveyor, at five dollars per day, and two chain carriers and axeman, at a sum, not exceeding one dollar and fifty cents per day each.

Road to be distinctly marked.  
Compensation.

Surveyor, axeman and chain carriers.

SECTION 3. The said commissioners shall make out a full and accurate draft of the road, so laid out by them, and file copies thereof, in the courts of quarter sessions of the said counties of Luzerne and Columbia, and from thenceforth the said road shall be held and deemed a public highway, and shall be opened and repaired as roads, laid out by the courts, are made, opened and repaired.

Draft to be made out and filed.

SECTION 4. The said road shall be laid out, and the reports thereof filed, before the first Monday of November next; and if any one of the said commissioners shall die, remove, or refuse, or be unable to act, his place shall be filled, by appointment of the court of quarter sessions of Luzerne county.

Time within which road is to be laid out.

SECTION 5. The compensation of said commissioners, and the chain carriers and axeman, employed by them, shall be paid by the said counties, through which the road may pass, in proportion to the extent of the road in each; and orders therefor shall be issued by the commissioners of each county, upon the treasurers thereof, in the usual manner.

Compensation, how to be paid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 602.

## An Act

To change the name of the Colorado and Montana Mining and Exploring Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Colorado and Montana Mining and Ex-

ploring Company shall be changed to the Monnier Metallurgical Company of Colorado.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 603.

## An Act

Relative to bounty taxes in Franklin, Marion and Mercer townships, and Harrisville borough, in the county of Butler.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Bounty tax authorized.

That the school directors of Franklin township, Butler county, and the school directors of the independent school district, in said township, jointly, or a majority of them, are hereby authorized and empowered to levy a tax on the taxable property of said township, and collect the same, to pay a debt contracted by James Anderson, and others, recruiting committee of said township, to pay volunteers credited to said township, for the call of July, Anno Domini one thousand eight hundred and sixty-four: *Provided*, That said taxes shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who may have been in said service, and have been honorably discharged therefrom.

Proviso.

Certain bounty taxes legalized.

**SECTION 2.** That the act of March twenty-third, Anno Domini one thousand eight hundred and sixty-five, repealing the bounty law and supplements thereto, of Butler county, as to Marion and Mercer townships, and Harrisville borough, shall not prevent the collection of any taxes, for bounty purposes, levied previous to said repeal: *Provided*, That in said Marion township, the taxes, yet to be collected, shall be applied only to the payment of certain bonds, of three hundred dollars each, given to volunteers, who were mustered into the service of the United States, and credited to said district; and in Mercer township, and Harrisville borough, the taxes, yet to collect, shall be applied only to the payment of a bond, or bonds, amounting to one thousand dollars, and interest, now in

Proviso.



the hands of, and owing to, George Ray : *And provided further*, That the balance of such taxes, in each district, after deducting expenses for collecting only, shall be paid into the school treasury of such district, for school purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 604.

## A Supplement

To an act to incorporate a company to build a bridge over the Clarion river at, or near, Stover's dam, in the county of Clarion, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the company incorporated by the act to which this is a supplement, are hereby authorized to collect and receive the same tolls, on the bridge erected over the Clarion river, near Stover's dam, as the Clarion Turnpike and Bridge Company are now authorized by law to receive, on the bridge over the Clarion river, near the borough of Clarion : *Provided*, This act shall remain in force for three years, and no longer.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 605.

## An Act

Supplementary to an act to incorporate the Hebrew Education Society of Philadelphia, approved April seventh, one thousand eight hundred and forty-nine.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the pupils of the school, or schools, of the Hebrew Education Society, possessing the qualifications prescribed for the admission of pupils into the boys' and girls' high schools of the city of Philadelphia, shall be admitted to the said boys' and girls' high schools, without any previous attendance in the public schools of the First school district.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 606.

## A Supplement

To the act incorporating the borough of Easton.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Easton are hereby authorized and empowered to adopt, lay out, open and widen, Pearl street, extending from the western termination of Bushkill street, south-westwardly and westwardly, to such point as the said council shall designate; and, also, to lay out, open and extend a new street, northwardly, from such point, in Pearl street, as said council may designate, up and along the Bushkill creek, in said borough, to the grounds of the Easton

cemetery company, with power, also, to vacate such part of Locust alley as they may deem proper; the object being to authorize said council to make, by said new street, a direct and convenient access, from both the upper and lower parts of said borough, to the said cemetery; the damages to the owners of land occupied by said new streets, if any, to be assessed and paid on the opening of said streets, as is now provided, in relation to the opening of other streets in said borough.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 607.

## An Act

Forbidding the building of stables, in a certain portion of the city of Reading.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter, forever, the building and erection of any stable, or stables, in the square bounded on the north by Walnut street, on the west by North Sixth street, on the south by Washington street, and on the east by North Seventh street, in the city of Reading, be prohibited and forbidden.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 608.

## An Act

Repealing a law in West Brunswick, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, approved the seventeenth day of February, Anno Domini one thousand eight hundred and fifty-nine, entitled "An Act to a stricter accountability of certain public officers, in Schuylkill county," be and the same is hereby repealed, so far as the same relates to the township of West Brunswick, in said county of Schuylkill; and that the law, as existing prior to the passage of the act, hereby repealed, as aforesaid, be and the same is hereby revived in said township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 609.

## An Act

To legalize the election of township officers, in Cornplanter township, Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election for township officers, in Cornplanter township, Venango county, held on the thirteenth of February, A. D. one thousand eight hundred and sixty-six, by mistake, shall have the same effect as if said election had been held on the day appointed, by law, for the election of township officers, in said township; and the several township officers, elected by the voters of said township, on the thirteenth day



of February, one thousand eight hundred and sixty-six, aforesaid, shall hold and exercise the duties of their respective offices, the same as if they had been duly elected, on the day appointed by law; and that R. C. Beveredge, having received the greatest number of votes polled for justice of the peace, shall be commissioned justice of the peace, in and for said township, the same as if the election had been held on the day appointed by law.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 610.

## A Supplement

To an act extending an act authorizing the school directors of the North ward of the borough of Meadville to borrow money for the erection of a public school house, et cetera, passed May the fourth, eighteen hundred and sixty-four, to the South ward of said borough; and also to authorize the school directors of the North and South wards, in said borough, to appraise and sell to those of the North ward, the late arsenal buildings and grounds, in said ward, approved the twenty-first of March, A. D. one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That wherever the word "borough" occurs, in the act to which this is a supplement, the same shall be taken and construed to mean city.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 611.

**An Act**

To authorize additional supervisors for Bullskin township, Fayette county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of the court of quarter sessions, of Fayette county, to appoint two additional supervisors of roads, for the township of Bullskin, in said county, to serve until the annual election for township officers, in the year one thousand eight hundred and sixty-seven, when, and annually thereafter, the qualified voters of said township shall elect two supervisors for said township, in addition to the number now authorized by law.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 612.

**An Act**

Authorizing the supervisors of Croyle township, in the county of Cambria, to levy a road tax, of not less than one dollar, on each taxable of said township, and also authorizing the assessors of said township to make a special assessment.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Road tax authorized.

That the supervisors of the township of Croyle, in the county of Cambria, be and they are hereby authorized to levy and collect, from all taxables of said township, a road tax, of one dollar each, where, under existing laws, the road tax of such taxables does not amount to one dollar each: *Provided, That*

Proviso.

every such taxable shall have the right to work one day on the roads of said township, under the direction of the supervisors, in full discharge of the said tax of one dollar.

SECTION 2. That it shall be lawful for the assessor of said township to make a special assessment on, or before, the first day of May, in each and every year, of such persons as may have been omitted in the annual assessment, and also of such persons as may move into said township, between the time of the annual assessment and the first day of May, in each and every year. Special assessment authorized.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 613.

## A Further Supplement

To an act for the registration of births, marriages and deaths, in the city of Philadelphia, passed March eighth, eighteen hundred and sixty, and supplements thereto.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That where any person may have been married, under the laws of the state of Pennsylvania, previous to the date of the passage of this act, and who may have not received, or who may have lost the original marriage certificate, and the record of the said marriage may have been lost, mislaid, or destroyed, or the place where the said record is deposited, unknown to the parties interested, the fact may be proven by the affidavit of the party, or parties, so married, and the name of the person who performed the ceremony being given, that due and diligent search has been made for said record, and that the same could not be found; and the identity and truth of the party, or parties, be verified by at least two witnesses, who may have known the parties so married, to have lived and cohabited together, as husband and wife, and that their marriage was never doubted, or disputed, that an acknowledgment was made in their presence, that they were husband and wife, and the proof being satisfactory to the health officer, a record shall

be made, as specified under the law, approved March eighth, one thousand eight hundred and sixty, and the supplements thereto.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 614.

## An Act

Relative to notaries public, in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty, entitled "An Act to enable the governor to appoint notaries public, and for other purposes therein mentioned," as renders, or has been construed to render, justices of the peace ineligible to the office of notary public, be and the same is hereby repealed, as far as the same relates to Fayette county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 615.

## An Act

To vacate a certain alley, in the borough of Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the alley, between Market and First East street, as lies north of Liberty street, between the lots of Dr. J. T. Putner and Patrick Slatery, be and the same is hereby vacated.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 616.

## An Act

Relating to the collection of costs and expenses of grading, paving and repairing streets, in Allegheny city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the collection of the cost and expenses of grading, re-grading, paving, or re-paving, repairing, or macadamizing any pavement, street, lane, alley, or side-walk, or any parts thereof, within the corporate limits of the city of Allegheny, now required to be made by the street commissioner, under the act of assembly of the thirtieth of May, one thousand eight hundred and sixty-two, shall hereafter be made by the city treasurer of said city, whose duties and office, in relation thereto, shall be the same as those of said street commissioner, under said act of assembly, and the first section of the act of assem-

bly of April seventh, one thousand eight hundred and sixty-two.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 617.

## An Act

To authorize the governor to appoint an additional notary public for Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint an additional notary public for the county of Montgomery, to reside in the borough of Conshohocken.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 618.

## An Act

To attach a certain farm, and those who may reside thereon, in Milford township, Somerset county, to New Centreville borough, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the farm now owned by Michael Frease, Henry Frease and William Frease, in Milford township, Somerset county, be attached to the borough of New Centreville, in said county, for school purposes; and that all persons who now, or may hereafter, reside on said farm, or land, shall pay their school taxes to, and be entitled to school privileges in, the said borough of New Centreville.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 619.

## A Further Supplement

To the act consolidating the city of Philadelphia, for the purpose of introducing a sufficient supply of fresh and pure water, for the use of the citizens of said city.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the city of Philadelphia to purchase and hold, in fee simple, or for any less estate, any springs, or streams of water, or any water powers, or privileges, or any lands, tenements and hereditaments, to which any springs, or streams of water, or any water powers, may be appurtenant, situate, or being wholly, or in part, in any one, or more, of the counties adjoining the city and county of Philadelphia, and to build, construct and erect thereupon water works, reservoirs, store lakes, ponds, and so forth, for the collection, purification and preservation of the water from such springs and streams; and to purchase and hold lands, through and upon which to make, build, construct, dig, and lay viaducts, aqueducts, canals, tanks and water pipes and mains, and every other apparatus suitable for the constant conveyance of the water from such reservoirs, store lakes and places of collection, to the city of Philadelphia, for the use of the inhabitants thereof.

Authorized to purchase springs or streams of water, &c.

And to erect water works, &c.

*SECTION 2. That for the purpose of enabling the city of Philadelphia to carry out the measures, authorized by this appropriation of act, it shall be lawful for the agents, officers, engineers and servants, of said city, to enter upon and take possession of the*

Entry upon, and land, &c., authorized.

Compensation  
to be made to  
owners.

Use of certain  
materials au-  
thorized.

Damages, how  
to be assessed.

Viewers.

Report.

Judgment and  
execution.

Proviso.

Appeal.

Proviso.

Tender of secu-  
rity required  
before entry.

lands, tenements, water powers and privileges, mills and dams of private owners, (after full compensation, or security, given,) said security to be approved by the court of common pleas of the counties in which said property is situated, and to construct thereupon, and thereby, such water works, reservoirs, store lakes, aqueducts, viaducts, water pipes and mains, and so forth, and to dig, carry away, and appropriate from other lands, under like conditions, as aforesaid, the earth, clay, sand, gravel, rock, stone, wood and other materials necessary for the construction of the aforesaid works, reservoirs, store lakes, viaducts, aqueducts, canals, water pipes and mains, or for the repair of the same, from time to time, as may be needed after their construction and completion, as herein provided; and in the making, building, digging for and laying the said viaducts, aqueducts, water pipes and mains, it shall be lawful to cross over, under, or at grade, all creeks, rivers, streams of water, roads, streets and highways, and to do all things necessary for the purpose of fully carrying out the objects contemplated by this act.

SECTION 3. That in case the owner, or owners, of lands, tenements, through and upon which such pipes, trunks, aqueducts, reservoirs, store lakes, and so forth, are laid and constructed, or the owner, or owners, of lands, upon which it may be found necessary to enter, for the purpose of digging, taking and carrying away, clay, gravel, and other materials, necessary for the purposes contemplated by this act, or the owner, or owners, of any spring, or springs, stream, or streams, of water, which may be used and appropriated by the city, as herein provided, or any person who may be injured by the diversion of the water used by said city, cannot agree with the said city, upon the damages, or compensation, to be paid to the said owner, or owners, it shall and may be lawful for the parties to appoint, or in case the parties cannot agree, then, on application by the party complaining, the court of common pleas of the counties in which the said property, taken as aforesaid, shall be situated, shall appoint three disinterested and suitable persons to ascertain and report, on oath, or affirmation, to said court, what damages, if any, have, or will be done by said city, under authority of this act; which report having been returned and confirmed by said court, judgment shall be entered thereon, and execution may issue, in case of non-payment for the sum awarded, with reasonable costs, to be assessed by the court: *Provided*, That either party may appeal from such award, to the courts of the counties in which said property is situated, within twenty days after the same shall have been filed in the office of the prothonotary of such, in the same manner as appeals are allowed in other cases, whether the said report was made by persons, agreed upon by the parties, or appointed by the court; upon which appeal, such proceedings shall be had as in other cases of damages: *Provided*, That nothing herein contained shall authorize said company to enter on the land, or appropriate the property, of any individual, unless the parties agree, without first giving adequate security for any damage they may occasion, to be



approved by one of the judges of the court of common pleas of the counties where such property is situated.

SECTION 4. That any person who shall wilfully destroy, or injure, in any manner, the pipes, aqueducts, cisterns, reservoirs, hydrants, or any of the works belonging to said city, erected in pursuance of this act, or shall wilfully corrupt, or otherwise render unwholesome the spring, or springs, stream, or streams, of water, which shall be conveyed, or brought, into said reservoirs, works, aqueducts, et cetara, by said city, or shall, in any way pollute, or render noxious, or offensive, the said water, every such person, so offending, shall forfeit and pay a sum not less than five, nor more than one hundred, dollars, at the discretion of the magistrate, before whom sued for, and to be recovered with costs, in the corporate name of the city of Philadelphia, in the same manner as debts of one hundred dollars, or under, are recoverable, the one-half for the use of the person, who shall give information, and the other half for the use of the city; and if any person, against whom such judgment shall be rendered, shall neglect, or refuse, to pay the amount of such judgment, and no goods, or chattels of such person can be found, whereof to levy the same by execution, then such person, or persons, shall be committed to the jail of the county, where he shall have been tried and convicted, for any period, not less than one, nor more than fifty days, at the discretion of the justice rendering such judgment, and shall moreover remain liable, for the full amount of damages to the said city, in any other action instituted by the city, and shall moreover be subject to indictment for the same.

Injuries done to water, or water works, how punishable.

Penalty.

How appropriated.

Collection, how enforced.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 620.

## An Act

To extend the road laws of Bradford county, to certain townships of Sullivan county, and to amend the present road laws of the county of Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Road laws of Bradford county extended to certain townships in Sullivan county.

That from and after the third Friday of February, one thousand eight hundred and sixty-seven, on which day an election shall be held, in the usual manner and place of holding township election, to elect three road commissioners, the road laws which are now in force in Bradford county, in this commonwealth, be and the same are hereby extended to the townships of Cherry, Forks, Elkland, Hillsgrove and Fox, in Sullivan county; and all the provisions of said laws shall be as fully and effectually in force, in the aforesaid townships, on and after the third Friday of February, Anno Domini one thousand eight hundred and sixty-seven, as they now are in said county of Bradford.

Expenses of laying out roads, &c., in certain townships, how to be paid.

SECTION 2. That on and after the third Friday of February, Anno Domini one thousand eight hundred and sixty-seven, the remaining townships of Sullivan county, not embraced in the first section of this act, shall, each of them, respectively, meet and pay all and the entire costs and expenses incurred in viewing, re-viewing and laying out all public roads, in the respective townships not mentioned in the first section of this act, in the same manner as is now done by the commissioners of Sullivan county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 621.

## An Act

To divorce James E. M'Culla and Mary, his wife.

WHEREAS, James E. M'Culla and Mary, his wife, were married on eighteenth November, one thousand eight hundred and sixty-two, the former, at that time, residing in Philadelphia, and the latter in Wilmington, Delaware :

*And whereas,* The said Mary was, at the date thereof, addicted to drinking, of which fact the said James was not aware, and said Mary, since her said marriage, hath become an habitual drunkard, which renders her incapable of performing her marital duties :

*And whereas,* The courts of this commonwealth have no power to decree divorces for such causes ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract heretofore entered into between James E. M'Culla and Mary, his wife, of the city of Philadelphia, be and the same is hereby annulled and made void; and that the said James E. M'Culla be and he is hereby divorced from the bonds of matrimony, contracted with his said wife, as if they had never been married.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 622.

## An Act

To change the time of holding the several courts, in the county of Susquehanna.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the April term, for the year one thousand eight hundred and sixty-six, the terms of the several courts of the county of Susquehanna shall commence on the second Mondays of January, April, August and November.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 623.

## A Supplement

To an act authorizing the citizens of Palmer township, Northampton county, to issue bonds and disburse the proceeds of the sale thereof as bounties to volunteers.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all bonds, warrants, or certificates of indebtedness, issued by the commissioners named in the act to which this is a supplement, and all loans made by them for the payment of bounties, of any amount whatsoever, to persons volunteering to enter the military service of the United States, and for the payment of three hundred dollars to persons furnishing a substitute for said service, in anticipation of a draft, under any requisition heretofore made by the President, and all payments of bounties, made by said commissioners, to said volunteers, and persons furnishing substitutes, and all assessments, heretofore made, of taxes for the purpose of paying bounties, as aforesaid, be and the same are hereby legalized and made valid and binding on the township of Palmer, Northampton county, and with like effect as if full legal authority had existed for the issuing and making of the same, and assessing said taxes, at the time when they were issued and made, and when the said taxes were assessed.

Redemption of bonds, &c., relative to.

Tax authorized.

Proviso.

Proviso.

**SECTION 2.** That the said commissioners, or their successors in office, are hereby authorized, for the purpose of redeeming the principal and interest of said bonds, certificates of indebtedness and loans, and for the payment of all costs and expenses for issuing said bonds, certificates of indebtedness and making said loans, and disbursing the proceeds thereof, for procuring said volunteers, and assessing and collecting the tax hereinafter provided, and disbursing the same, to assess and levy a tax, and collect the same, as provided by the act to which this is a supplement; and in addition thereto, to assess, levy and collect one poll tax, not exceeding twenty dollars, on every inhabitant, in the said township of Palmer, and liable to draft at the time of the issuing of any of said requisitions by the President: *Provided*, That the said taxes shall not be collected from officers and soldiers, who may now be in the service of the United States, or who may have been in said service, and have been honorably discharged from the service thereof: *And provided further*, That all persons who shall have furnished a substitute, or paid the commutation money, or who shall have moved into said township of Palmer subsequent to the first day of April, Anno Domini one thousand eight hundred and sixty-five, shall be exempt from the



payment of said poll-tax: *Provided*, That the surplus, if any, *Proviso*. of said taxes, shall be paid, by said commissioners, to the board of school directors of said township, for school purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 624.

## An Act

Providing for assessing and collecting taxes, in Lower Nazareth, Bethlehem, Plainfield and Williams townships, Northampton county, for bounty purposes.

WHEREAS, The citizens of Lower Nazareth, Bethlehem, Plainfield and Williams townships, Northampton county, having availed themselves of the provisions of an act, passed the fourth day of May, A. D. one thousand eight hundred and sixty-four, entitled "An Act authorizing the citizens of Palmer township to issue bonds and disburse the proceeds of the sale thereof, as bounties to volunteers," in pursuance of a supplement to said act, passed on said fourth day of May, A. D. one thousand eight hundred and sixty-four; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That all bonds, warrants, or certificates of indebtedness, issued by the commissioners, or other legally constituted authorities, of the townships of Lower Nazareth, Bethlehem, Plainfield and Williams, in the county of Northampton, and all loans made by them, or in their behalf, for the payment of bounties of any amount whatsoever, to persons volunteering to enter the military service of the United States, and for the payment of three hundred dollars to persons furnishing a substitute for said service, in anticipation of a draft, under any requisition heretofore made by the President, and all payment of bounties made by said commissioners, to said volunteers, and persons furnishing substitutes, and all assessments heretofore made of taxes, for the payment of bounties as aforesaid, *be and the same are hereby legalized and made valid and legalized.*

Payment of cert-  
bounties, &c.,  
legalized.

Certain taxes

binding on said townships of Lower Nazareth, Bethlehem, Plainfield and Williams respectively, and with like effect as if full legal authority had existed for the issuing and making the same and assessing said taxes.

Redemption of  
certificates, &c.,  
relative to.

SECTION 2. That the said commissioners, or their successors, in office, for their respective townships aforesaid, are hereby authorized, for the purpose of redeeming the principal and interest of said bonds, certificates of indebtedness and loans, for said respective townships, and all costs and expenses attending the same, and for procuring said volunteers, and assessing and collecting the tax hereinafter provided, and disbursing the same, to assess and levy a tax, and collect the same,

Tax authorized.

in said respective townships, as provided by the act, entitled "An Act authorizing the citizens of Palmer township, Northampton county, to issue bonds and disburse the proceeds of the sale thereof, as bounties," passed the fourth day of May, one thousand eight hundred and sixty-four: *Provided*, Said tax shall not be collected from persons, who have been in the military service of the United States, and been honorably discharged therefrom: *Provided*, That the surplus, if any, of said tax, shall be paid to the board of school directors of the proper township, for school purposes.

Proviso.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 625.

## An Act

Relative to the election of school directors, in Independence township, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, no person shall serve as a school director, in the township of Independence, in the county of Washington, who is not a resident of the sub-school district for which he is elected; and every person, elected to said office, shall, if required, make oath, affirmation,

before the board of election officers, that he is a resident, as aforesaid, before receiving a certificate of his election.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 626.

## An Act

To extend the provisions of an act relative to roads, in East Bethlehem township, to Union and North Strabane townships, Washington county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relative to roads, in East Bethlehem township, approved the fourteenth day of March, one thousand eight hundred and sixty-four, be and are hereby extended to Union and North Strabane townships, Washington county.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 627.

## An Act

Authorizing the election of an additional supervisor, in Susquehanna township, in the county of Dauphin.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, all that part of Susquehanna township, in the county of Dauphin, lying between the centre of the road, leading from the Insane asylum, by Nissley's and Fox's school houses, thence by the line dwelling property of William F. Murray and Peter Fox, across the mountain, and the Susquehanna river, to be embraced in and constitute the first district; all that part of the township, lying south-east of the middle of the public road, running from Shoop's church, to the Pennsylvania canal, immediately north of Harrisburg stock yard, shall constitute the second district; and all that part of the township, lying north of the middle of said public road, running from Shoop's church, to the asylum road, shall constitute the third district; each of said districts shall elect one person, resident therein, annually, as supervisor; and all the road taxes levied and collected, within said districts, severally, shall be applied to the repair of the roads lying within the limits of the district, in which the same shall be levied and collected.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 628.

**A Supplement**

To an act relating to bounty taxes, in Oakland township, Susquehanna county.

WHEREAS, The amount of money actually expended in paying volunteers to fill the quota of the township of Oakland, Susquehanna county, under the call of the President of the United States of July nineteen, one thousand eight hundred and sixty-four, was largely in excess of the sum provided for by the act of assembly of one thousand eight hundred and sixty-five; that a considerable portion of this excess was raised by subscription, among enrolled men and others, but that there yet remains unpaid, to Bradly Beebe and Lewis E. Shutts, citizens of said township, the sum of three hundred eighty-one dollars and eighty-five cents, being the last payments to some of the volunteers:

And whereas, It is just and right, the quota of said township having been filled under said call, that the said Bradly Beebe and Lewis E. Shutts should have refunded to them the money so advanced; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the school directors of Oakland township, Susquehanna county, to issue additional bonds to the said Bradly Beebe and Lewis E. Shutts, for the full amount of the said indebtedness to them, respectively, dated September second, one thousand eight hundred and sixty-four; one-half of the principal to be paid August sixteen, one thousand eight hundred and sixty-six, and the balance of principal, and interest, one year thereafter; and the school directors of said township are hereby authorized and required to levy and collect, by special tax, or otherwise, in said township, at the time provided, as aforesaid, a sum sufficient, in amount, to pay, to the said Bradly Beebe and Lewis E. Shutts, the sum of three hundred eighty-one dollars and eighty-five cents, and interest, as above provided: *Provided,* That said tax shall not be collected from any person, who has been in the military service of the United States, and been honorably discharged therefrom.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 629.

*An Act*

Relating to the borough of Conemaugh, in the county of Cambria.

Preamble.

WHEREAS, The town council of the borough of Conemaugh, in the county of Cambria, is composed of six persons, elected annually ; therefore,

Town council,  
election of, rela-  
tive to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the next annual borough election, it shall be lawful for the qualified voters of the borough of Conemaugh, in the county of Cambria, to elect two persons, to serve one year each, two persons, to serve two years each, and two persons, to serve three years each, as members of the town council of said borough ; and at the annual borough election, in each and every year thereafter, the qualified electors of said borough shall elect two persons, as members of the town council, for the term of three years each : *Provided,* That no person shall be eligible to be elected a member of said council, who is not a citizen of said borough, qualified to vote for borough officers.

Proviso.

Vacancies.

SECTION 2. That if any vacancy shall occur, in said council, from any cause, the remaining members of council may fill said vacancy till the next annual election, when the remainder of their term shall be filled by election.

Tax authorized.

SECTION 3. That the burgess and town council of said borough be and they are hereby authorized to levy and collect, for borough purposes, a tax, not exceeding ten mills on the assessed value of taxable property, in said borough.

Repeal.

SECTION 4. That all acts and parts of acts, inconsistent herewith, be and they are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 630.

**An Act**

Relative to the election of supervisors in Perry township, Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at the election to be held on the third Friday of March, in the year one thousand eight hundred and sixty-seven, the qualified electors of Perry township, Fayette county, shall elect three persons, supervisors of said township; one to serve one year, one two years, and one three years, and annually thereafter, one person to fill said office, who shall serve for the term of three years.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 631.

**An Act**

To remove certain prisoners, in Crawford county, to the jail of Venango, or adjoining counties.

WHEREAS, The jail of Crawford county is in need of repairs, and the commissioners of said county are about to repair the same; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That while said repairs are in progress and incomplete, all prisoners consigned to the custody of the sheriff of Crawford county, that he cannot safely keep, shall be transferred, for safe keeping, to the jail of Venango, or adjoining counties; and the sheriff of said county of Venango, or adjoining counties, is authorized and required to receive and retain the same, in his official custody. Certain prisoners to be removed, while repairs of Crawford county jail are incomplete.

Compensation of sheriff, in whose custody such prisoners are placed.

**SECTION 2.** That the sheriff of Venango, or adjoining counties, shall be paid the same rate for each day's, or week's, board, as paid for prisoners of said counties, and payment shall be made in the same manner as like expenses of the sheriff of Crawford county are now required, by law, to be paid; and the sheriff of Crawford county, whose duty it shall be to remove said prisoners, shall be paid therefor, such reasonable compensation as the judges of the courts of Crawford county may allow.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 632.

## An Act

To enable Samuel Brooks, of Carbon township, to collect unpaid taxes.

**WHEREAS**, Samuel Brooks was appointed collector of county, state, military and road taxes, for the year one thousand eight hundred and sixty-two, and of road and school taxes for the year one thousand eight hundred and sixty-three, for the township of Carbon, in Huntingdon county, and by reason of sickness, was unable to attend to his duties under said appointments, and to make return in accordance with law; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for making return, by the said Samuel Brooks, collector, aforesaid, in pursuance of warrants issued to him, be extended one year from the date of the passage of this act; and that the warrants, so issued to him, shall have the same force and effect as though issued at the date of the passage of this act.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 633.

*An Act*

To extend the provisions of an act relative to mechanics' liens, in the counties of Luzerne and Schuylkill, approved seventeenth February, one thousand eight hundred and fifty-eight, to the counties of Erie, Crawford, Venango and Warren.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several provisions of an act, entitled "An Act relative to mechanics' liens, in the counties of Luzerne and Schuylkill," approved the seventeenth day of February, one thousand eight hundred and fifty-eight, be and the same are hereby extended to the counties of Erie, Crawford, Warren and Venango: *Provided further,* That the provisions of said act shall be extended to, and apply in like manner to, parties furnishing propping timber for mining purposes, who shall have remedy by lien on the personal property upon the premises.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 634.

*An Act*

To incorporate the Keystone Normal School, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles A. Gerash, Lewis K. Hottenstein, David H. Hottenstein, Egidius Butz, H. H. Schwartz, David Shaeffer, B. E. Kramlic, Sr., Edward Hottenstein, David Fister, J. G. Jones, Adam Stein, Jonas Hoch, Leshar Trexler, Henry

Corporators.

Purpose.	Bushong, John H. Fogel, Horatio Trexler, Jonathan Bieber, Sr., John S. Ermentraut, Henry R. Nicks, Jonas Miller, J. D. Wanner, Jacob Sunday, Henry Stein, George Bieber, with their associates, be erected into a body politic and corporate, in deed and in law, for the purpose of erecting, establishing and maintaining a school, to consist of a model school, a normal school, and such other appropriate departments as the trustees thereof shall deem advisable, by the name, style and title of the Keystone Normal School, to be situated in the township of Maxatawny, in the county of Berks, and by the same name and style, shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, in all courts of law and equity, to be capable to loan money, and shall be capable, in law and equity, to take, hold and purchase, for the use of said corporation, lands, tenements, choses in action, goods and chattels, of whatever kind, nature, or quality, real, personal and mixed, by gift, grant, conveyance, devise, bequest, or otherwise, from any person, or persons, capable of making the same, and the same, from time to time, to sell, convey, mortgage, or dispose of, for the use of said corporation, and to erect such buildings as may be necessary for the purposes aforesaid, and generally to do all and singular the matters and things which may be lawful and necessary for the well being and due management of the school, as aforesaid.
Title.	
Powers and privileges.	
May hold real estate, &c.	
Buildings.	
Capital stock.	SECTION 2. That the amount of the capital, for the establishment of said institution, is not to exceed the sum of eighty thousand dollars, the shares to be divided into one hundred dollars each, and the capital not to exceed the sum of fifty thousand dollars, except by and with the consent and approval of the majority of the stockholders.
Trustees.	SECTION 3. That the pecuniary affairs of said corporation shall be managed, and the general control exercised, by a board of twenty-one trustees, and a majority of them to constitute a quorum, (whose officers shall be a president and a secretary, who shall, and a treasurer, who shall not, be a member of said board,) to be chosen on the first Monday in May, annually, at the school buildings, by the stockholders, who shall have one vote for one, or two, shares, two votes for three, or four, shares, three votes for five, six, or seven, shares, four votes for eight, or nine, shares, and five for ten shares, or upwards; the first election shall be held on the day aforesaid, Anno Domini one thousand eight hundred and sixty-six, and until then, the board of trustees shall consist of Charles A. Gerash, Lewis K. Hottenstein, David H. Hottenstein, Egidius Bartz, H. H. Schwartz, David Shaeffer, B. E. Krumlich, Edward Hottenstein, David Fister, Adam Stein, Jonas Hoch, Leshner Trexler, J. G. Jones, Henry Bushong, John H. Fogel, Horatio Trexler, Henry Stein, John G. Ermentraut, Henry R. Nicks, J. D. Warner and Jonas Miller; after which, a board of trustees are to be elected, as aforesaid: <i>Provided</i> , That all vacancies occurring, by death, removals, resignation, disposal of stock, or otherwise, shall be filled by election of the stockholders, of which at least ten days' previous public notice was given by the secretary, and that the person, or persons, so elected, shall only be for the unexpired term.
Quorum.	
Officers.	
Election.	
Votes.	
First election, time for holding.	
Trustees, appointed until first election.	
Proviso.	
Vacancies.	

SECTION 4. That the said board of trustees, and their successors make all by-laws, to be approved by the stockholders, at a special meeting; also, make all necessary regulations to transact the business of the board, have the power to erect (in addition to those already erected) all necessary buildings, according to the plans approved by the stockholders, enclose the grounds, lay out and ornament the same, to open a school, or schools, as soon as found practicable, for the instruction of youth in the various branches of a thorough English education, other modern and ancient languages, natural sciences, mathematics, music, et cetera, to make and use one common seal, with such device and inscription as they shall think proper, and the same break and alter, or renew, at pleasure; shall, semi-annually, submit a statement of the treasurer to the stockholders; they shall, also, have power and control over the management of the school, to expel a teacher, or teachers, for incompetency, cruelty, or improper conduct, as well as other residents of the premises, employ teachers, fix their wages and salaries, and transact all such other business of said institution, by the power conferred by this incorporation: *Provided*, That said by-laws and regulations do not prove inconsistent with the constitution and laws of this state and the United States.

By-laws.

Authorized to erect buildings.

Branches to be taught.

Seal.

Semi-annual statement of treasurer.

Management of school, and employment of teachers, relative to.

Proviso.

SECTION 5. That the said corporators, herein named, together with the other stockholders, or a majority of them, at any meeting, of which previous notice was given, shall, at times, constitute a quorum for the transaction of business.

Quorum.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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 No. 635.

## An Act

To increase the fees of the sheriff and constables of Potter and Tioga counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the traveling expenses of the sheriff of the

counties of Potter and Tioga shall be six cents for each mile actually traveled; the mileage to be computed circular.

SECTION 2. The traveling expenses of constables, in said county, shall hereafter be six cents for each mile actually traveled; the mileage to be computed circular.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 636.

## An Act

Relating to the election district of Kittanning borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that portion of North Buffalo township, in the county of Armstrong, lying north of a line, running from the Allegheny river west, between the farms of James Cowan and Andrew Shriver, to the south-west corner of James Cowan's farm; thence by a straight line, to the Franklin township line, at, or near, the farm of the widow of Philip Seightly, deceased, so as to include the farm of Robert G. Porterfield, be and the same is hereby attached to the election district for the borough of Kittanning, for general election purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 637.

**An Act**

For the relief of the Saint Vincent's School Society of Philadelphia and vicinity.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of the Saint Vincent's School Society of Philadelphia and its vicinity, situated at Tacony, in the Twenty-third ward, city of Philadelphia, be and the same is hereby exempted from all taxation whatsoever, except for state purposes.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 638.

**An Act**

To authorize the school directors of the Fourth ward, Pittsburg, to use the balance of bounty tax, in their hands, for building purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of the Fourth ward, of the city of Pittsburg, are hereby authorized to use any balance of bounty tax, in their hands, for the purpose of repairing and improving the Fourth ward public school house of said city.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 639.

**An Act**

Making it lawful to elect a township treasurer, in Newberry township, York county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to  
elect township  
treasurer.

That from and after the passage of this act, it shall be lawful for the qualified voters of Newberry township, York county, to elect, biennially, a township treasurer, at the same time and place of electing constables and supervisors, for the before-named township; said treasurer to receive all public moneys, and pay out the same, upon proper vouchers, drawn by the different officers entitled to receive township money from the treasurer; for which money paid out, said treasurer is to retain one-half of one per centum for his compensation, [school money, for school purposes, not to be affected by this act.]

Duties and com-  
pensation of.  
Exception.

Bond of town-  
ship treasurer.

*SECTION 2.* The treasurer of said township to be required to give bond, in the sum of one thousand dollars, to the township auditors, for the faithful performance of his duties, and shall give security for the same, if required by auditors, and shall not be eligible to serve but two years in any term of four years; this act to take effect from the time of electing constables and supervisors, in March, one thousand eight hundred and sixty-six.

Eligibility.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 640.

## An Act

Relating to bounties, in the township of Rush, in Susquehanna county.

WHEREAS, The school directors of the township of Rush, did, on the first day of June last, levy a *per capita* tax of five dollars on all male inhabitants, in said township, except those who were exempt, by reason of having been in the service of the government, being at the time ignorant of the fact, those over forty-five years of age were exempt, as per supplement number eleven, approved March fifteenth, one thousand eight hundred and sixty-five :

And whereas, The said *per capita* tax having been collected from a number of the inhabitants, in said township, over the age of forty-five years ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the acts of the school directors of the township of Rush, Susquehanna county, in the collection of the *per capita* tax, from male persons over the age of forty-five years, be and the same are hereby legalized and made valid ; and the said school directors are hereby authorized and empowered to collect said *per capita* tax, from all of the aforesaid male persons as have not paid the said *per capita* tax, and the same to be applied for bounty purposes ; the acts, or parts of acts, in any other law, to the contrary notwithstanding : *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who may have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 641.

## An Act

To repeal an act, entitled "A further supplement to an act for the regulation and continuance of a system of education by common schools," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-five, relative to district institutes, so far as the same relates to the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A further supplement to an act for the the regulation and continuation of a system of education by common schools," relative to district institutes, approved seventeen day of April, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed, so far as the said supplement relates to the county of Westmoreland.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 642.

## An Act

To authorize certain persons to raise funds and build a church, in the borough of Emporium, Cameron county, and to hold the same, in trust, and for the benefit of the Episcopal church.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. J. Whiting, J. B. Newton, J. A. Knapp, Dr. Samuel Gibson, Amos Finton, J. L. Cook, L. T. More and J. W. Phelps, be and they hereby are authorized and empowered to raise money, by subscription, or otherwise, select a proper

Certain persons  
authorized to  
receive sub-  
scriptions, and  
erect church,  
&c.



site, in the borough of Emporium, county of Cameron, purchase and receive, and hold the title thereof, and erect, or build, a church building thereon, to be held by them, in trust, and for the benefit of the religious organization, or society, known as the Episcopal church: *Provided*, That the property hereby authorized to be purchased and held, for the benefit of said church, shall not exceed, in value, the sum of twenty thousand dollars. Proviso.

SECTION 2. That as soon as may be convenient after the passage of this act, said persons shall meet, and choose, from among their number, one person to act as president, one to act as treasurer, one to act as secretary, a building committee of three, and a financial committee of three; and it shall be the duty of the secretary, so appointed, to purchase a suitable book, and record this act therein, and the names of all persons who shall give any money, or other thing, for the purpose of building said church, and the amount given by each person, and shall, also, record therein all the proceedings and things which shall be had and done under and by virtue of this act; and said building committee shall have power to select plans and have the entire supervision of the building of said church; and said financial committee shall have power, by subscription, or otherwise, to raise the necessary funds for carrying out the objects and purposes of this act: *Provided*, That nothing contained in this act shall authorize any of the persons, officers, or committees, mentioned in this act, to bind, or make liable, any of the individual estate, property, or effects, of any of the other persons mentioned herein, but shall only have power to bind the funds and property raised and purchased, for the purposes herein mentioned. Organization.  
Officers.  
Duty of secretary.  
Proviso.

SECTION 3. That upon the death, or removal, of any of the persons herein named, or of their neglect, or refusal, to act, then the majority of the remainder thereof shall have power and authority to appoint some suitable person to supply such vacancy; and upon such appointment being recorded by the secretary, in his book of records, then such person, or persons, shall have full power and authority to act in the premises, as the person had whose place he is appointed to fill and supply. Vacancies.

SECTION 4. That the title acquired by the persons mentioned in this act, to the property and funds herein mentioned, shall be in trust for said Episcopal organization, and the wife, or wives, of said persons shall not have a right of dower, or any interest therein; and upon the death, removal, neglect, or refusal to act, of any of the persons herein mentioned, the title and all their interest therein and thereto shall cease and be at an end, and the same shall accrue to and vest in the other, or remaining, persons of those herein mentioned, and those who shall be appointed to succeed them; and as soon, or whenever said Episcopal church shall establish, or vest, a proper organization at Emporium aforesaid, in accordance with the rules and regulations of said church, and the laws of this commonwealth, then all the property and funds, including the secretary's book of record, acquired by said persons and their successors, under and by virtue of this act, shall pass to, and Title to property, to be held in trust, &c.  
When property to vest in trustees of church.

Jurisdiction of  
court, relative  
to.

vest in, the trustees of said church; and said persons, herein mentioned, or their successors, shall execute, and deliver to said trustees, proper conveyances, conveying to said trustees, and their successors, the title thereto; and upon their failure so to do, the court of common pleas of said county shall have jurisdiction, and upon rule to show cause, may issue attachment, or other needful process, to compel said persons to execute such conveyances; and said secretary's book of record shall be kept by the trustees thereof, among the archives of said church, as a public history of its organization.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 643.

## An Act

To prohibit the granting of licenses to sell intoxicating drinks, within the county of Potter.

Certain licenses  
prohibited.

Persons selling  
intoxicating li-  
quors, how pun-  
ished.

Proviso.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, no license shall be granted to any person, to sell vinous, spirituous, malt, or brewed, liquors, within the limits of the county of Potter.

*SECTION 2. That if any person, or persons, within the said limits, shall sell, trade, or barter away, any vinous, spirituous, or any kind of intoxicating liquors, or intoxicating tonic, or other bitters, to be used as a beverage, he, or she, upon conviction thereof, in the court of quarter sessions of said county, shall be fined in a sum of not less than fifty dollars, nor more than two hundred, for the first offence, and, upon a second conviction, the fine shall not be less than one hundred nor more than three hundred; and, in addition to the fine, the person so convicted, a second time, shall undergo imprisonment, in the county jail, for a period not less than thirty days, nor more than six months: *Provided however, That manufacturers of domestic wines and of malt and brewed liquors shall not be prohibited from selling their own products, in quantities of not less than one gallon: And pro-**

*vided further*, That this act shall not apply to druggists, who sell unmixed alcohol, or wine, or brandy, on the written prescription of a regular practicing physician.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 644.

## An Act

To authorize the school directors of the township of Heidleberg, in the county of Lebanon, to levy and collect additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Heidleberg, in the county of Lebanon, be and they are hereby authorized and required to levy and collect a tax sufficient to pay all deficiencies on account of bounties paid to volunteers, to fill the several quotas under the call of the President of the United States for volunteers, and to pay bonds, notes, certificates, or other indebtedness, contracted by said township, for bounties and expenses for collecting, et cetera: *Provided*, That officers, or soldiers, now in the volunteer service of the United States, or who have been in said service, and been honorably discharged therefrom, or the widows and orphans and widowed mothers of such officers and soldiers, who have died, by reason of wounds received, or disease contracted, while in said service, shall be exempt from such tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 645.

*An Act*

Relating to auditors for the borough of Montoursville, Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

Borough auditors, number of, fixed. That from and after the passage of this act, the borough of Montoursville, in Lycoming county, in this commonwealth, shall have three auditors to settle, pass upon and audit the accounts of said borough.

Certain persons to serve until first election. SECTION 2. That M. G. Meckley, Christian Edler and T. J. Sterebeigh shall be the said auditors, until the election for borough officers, in said borough, in the year Anno Domini one thousand eight hundred and sixty-seven; at which time,

Election, relative to. the qualified electors of said borough shall elect three auditors, one to serve for one year, one to serve for two years, and one to serve for three years; the person receiving the highest number of votes to serve for three years, the person receiving the next highest number of votes to serve for two years, and the person receiving the next highest number of votes serve for one year; and in case two, or more, candidates, at said election, shall receive an equal number of votes, then the

Terms of office. term, or terms, of said candidates shall be determined by lot, in an equal, just and fair way, to be prescribed by the burgess of said borough; and at each annual election thereafter, of said borough, the qualified electors thereof shall choose one man, who shall serve for three years as auditor.

Vacancies. SECTION 3. That in case of the death, resignation, or removal, of any of said auditors, the vacancy may be supplied by appointment, by the president judge of the court of common pleas of Lycoming county, until the next election of said borough, when the vacancy, or vacancies, shall be supplied as hereinbefore provided for the election of said auditors.

Oath. SECTION 4. That the said auditors shall be required, before entering upon the duties of their office, to take an oath to faithfully discharge the duties and obligations thereof; and they shall, annually, publish a statement of their accounts, in one newspaper, published in said county, during three consecutive weeks; and shall receive for compensation, for their services, such sum, or sums, of money, as the burgess and town council of said borough shall determine; and all expenses arising from, or under, this act, shall be paid by the said borough of Montoursville.

Annual statement.

Compensation.

JAMES K. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.



No. 646.

# An Act

To incorporate the Citizens' Association of Pennsylvania.

**WHEREAS**, A number of citizens of this commonwealth **Preamble.**  
having associated themselves together, for the purpose of  
establishing a society for the reformation of inebriates, and  
for the moral and social elevation of the ignorant and neglected  
classes, and having applied to the legislature to grant them a  
charter of incorporation, that they may the better carry their  
benevolent designs into effect; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*  
That John A. Wright, John M. Maris, Jay Cooke, W. G. **Corporators.**  
Morehead, S. Morris Wain, B. Wistner Morris, Samuel Par-  
rish, George Milligan, Henry Seybert, Joshua Woolston,  
Henry D. Moore and Joseph Parrish, M. D., and their asso-  
ciates and successors, be and they are hereby made a body  
politic and corporate, in law, by the name and style of the  
Citizens' Association of Pennsylvania, having power to pur- **Name.**  
chase and possess lands. [not to exceed, in quantity, one thou- **Powers and pri-**  
sand acres,] to erect buildings for the cure of the intemperate, **viliges.**  
to open employment offices, to establish branch association, in **Purpose.**  
the various cities and counties of the commonwealth, and in  
the different wards of the city of Philadelphia; to examine  
into the causes and statistics of pauperism, vagrancy and  
crime, and do whatsoever they may for the prevention of the  
same, and for the restoration and elevation of the depraved  
and ignorant classes of society.

**SECTION 2.** That the officers thereof shall be, until other- **Officers.**  
wise directed by the by-laws, a president, two vice presidents, **Directors.**  
a secretary, treasurer and seven directors, who shall conduct **Quorum.**  
the business of the corporation, five being a quorum; and **Compensation,**  
that none of the said corporators, saving only such officers as **relative to.**  
the by-laws may direct, shall receive any fee, or reward, for  
their services.

**SECTION 3.** That the said corporation shall meet, for the **First meeting.**  
enactment of by-laws and the election of officers, on the **By-laws.**  
twenty-eighth day of April, one thousand eight hundred and  
sixty-six, in the city of Philadelphia, and shall thereafter  
meet, annually, on the second Wednesday of January, at such **Annual meet-**  
hour and place as they may designate beforehand, then and **ing.**  
there to transact all needful business, and furthermore to elect  
a president, two vice presidents, a secretary and treasurer, **Election.**  
for one year; and at the meeting and elections of said cor-  
poration, whether stated, or special, such of the members, as  
shall attend thereat, shall constitute a quorum: *Provided* **Quorum.**  
*however,* That the corporation shall not, at any time, be dis- **Proviso.**  
solved, by reason of a failure to hold the annual meeting, or  
to elect officers; but such meetings and elections may be held

one calendar month thereafter, on ten days' public notice, and in the meantime, the officers in place shall continue to act.

Membership,  
relative to.

SECTION 4. That the terms and manner of admitting new members into said corporation, the amount of contribution payable by the members thereof, annually, or for life, the manner of calling special meetings, and the duties of the officers of the same, whether herein named, or hereafter to be provided for, shall be such as shall be prescribed by the by-laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 647.

## An Act

To authorize the Muncy Bridge Company to borrow money, for the payment of debts and the re-payment of stock assessments.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and managers of the Muncy Bridge Company be and they hereby are authorized to borrow money, from time to time, at a rate of interest, not exceeding ten per centum per annum, for the purpose of paying the debts of said company, contracted in repairing their bridge, and the re-payment of the several amounts of money, paid by a portion of the stockholders, on account of the stock assessments made by the said president and managers: *Provided*, That the said stock assessments, so paid as aforesaid, shall not be refunded, if all the other stockholders, who have heretofore withheld their payments, shall severally pay the amounts assessed upon them, within twenty days after this act shall have been published, for three consecutive weeks, in the Muncy Luminary, in said county of Lycoming.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 648.

**An Act**

Authorizing an election, in Harmony township, Venango county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of Harmony township, in the county of Venango, be and they are hereby authorized to meet at the usual place of holding elections, on the first Tuesday of May, Anno Domini one thousand eight hundred and sixty-six, and elect such officers, for said township, as are authorized by law; notice of said elections to be given, in the usual manner.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 649.

**An Act**

To authorize the road commissioners of the townships of Kinzua, Eldred and Cherry Grove, in the county of Warren, and state of Pennsylvania, to levy a tax for road purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the road commissioners of the townships of Kinzua, Eldred and Cherry Grove, in the county of Warren, and state of Pennsylvania, are hereby authorized and required to levy and collect, in any year, as may be necessary, a special tax, not exceeding two per centum on the assessed valuation of real and personal property, in said township; and are further authorized to instruct the path-master of said township to allow, and are authorized to pay, for each day's work, faithfully performed, the same that is paid for common labor in

said township, at the time the labor is done, and shall instruct the path-master what shall be paid per day for labor, at the time the duplicate is put into his hands ; and further, that said labor shall be performed, on said roads, between the first day of April and the first day of September, in each year ; and all acts, or parts of act, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY.

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 650.

## A Supplement

To an act to incorporate the White Deer Improvement Company, approved May twenty-first, Anno Domini one thousand eight hundred and sixty-four, extending the time for the organization of the company, and increasing the number of the incorporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time fixed, in the act of incorporation of the White Deer Improvement Company, for the organization of the said company, be and it is hereby extended until the first day of June, Anno Domini one thousand eight hundred and sixty-six ; and that A. H. Dill, Abraham T. Goodman and David Teas be added to the corporators.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 651.

## An Act

To incorporate the Home for Little Wanderers.

WHEREAS, A number of the citizens of this commonwealth have organized an association, for the laudable and benevolent purpose of educating and providing for friendless and destitute children :

And whereas, The general assembly of this commonwealth are willing to encourage such purposes ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Wilson Jewett, A. M. Spangler, S. M. Macferren, J. Wheaton Smith, William Bucknell, James Pollock, W. S. Stewart, and their associates, be and are hereby incorporated and made a body politic in law, by the name, style and title of the Home for Little Wanderers ; and by that name, style and title, shall have perpetual succession, with power to have a common seal, and the same to change at pleasure, to make contracts relative to the institution, to sue and be sued, to plead and be impleaded, and by that name, style and title, be capable of holding, purchasing and taking any estate, real, or personal, for the use of the corporation, with power, whenever deemed necessary, to sell, convey, or mortgage the same, or any part thereof : *Provided*, The annual income of said estate, exclusive of annual contributions, and the value of any real estate bought for and used as a home for said friendless and destitute children, or erected therefor, shall not exceed twenty thousand dollars, nor be applied to any other purposes, than those for which this association is formed ; to fix the quorum of the board of managers, and appoint such officers as may be requisite, to establish such other by-laws and regulations as the said corporation shall judge necessary, or expedient, for the due management of the concerns of the said corporation : *Provided*, That the same be not repugnant to the constitution of the United States, or of this commonwealth.

SECTION 2. That every person, who shall annually pay to the treasurer of the Home for Little Wanderers, on, or before, the second Thursday of November, the sum of one dollar, or upwards, shall be a member of the said Home for Little Wanderers, while such person so contributes ; and every person who shall pay twenty dollars, at one time, shall be a member for life.

SECTION 3. The affairs and concerns of the said Home for Little Wanderers shall be conducted by a board of managers, consisting of fifteen gentlemen ; and the members of said corporation shall meet on the first Thursday of December, in each year, at such hour and place as they may designate, and elect

Preamble.

Corporators.

Name.

Seal.

Powers.

Proviso.

Annual income.

Quorum.

Officers.

By-laws.

Proviso.

Membership.

Management.

Annual meeting.

Election.	a board of fifteen managers, five of whom shall be elected to serve for one year, five to serve for two years, and five to serve for three years; and the members of the said corporation shall annually thereafter, on the first Thursday of December, at such hour and place as they may designate, elect five managers, to serve for three years, and shall then and there, also elect a manager, or managers, to fill any vacancy, or vacancies, that may be occasioned by the death, resignation, removal, or neglect, or refusal to act, of any manager; and five of said managers shall constitute a quorum, for the transaction of business: <i>Provided</i> , That the managers, chosen in December last, shall continue to act, until others shall be elected: <i>And provided further</i> , That in case an election shall not be held at the time provided, the same shall not be deemed to violate, or impair, this charter; but in such case, the remaining members of the board of managers shall give at least ten days' notice, that another election will be held; which said election shall be held within one month after the said first Thursday in December: <i>And provided</i> , That notice of an election shall be given at least twice a week, for two weeks, in two of the daily newspapers of the city of Philadelphia, prior to the time of holding said election.
Vacancies.	
Quorum.	
Proviso.	
Proviso.	
Failure to elect not to impair charter.	
Proviso.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 652.

## An Act

To annex the farm of William Steele, of Salem township, to Hempfield township, in Westmoreland county, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That from and after the passage of this act, the farm owned by William Steel, and upon which he now resides, in Salem township, Westmoreland county, be and the same is hereby annexed to the township of Hempfield, in said county, for school purposes, and the school tax upon said property shall hereafter be assessed and collected by the school board of

Hempfield township; and the said James Steel, and those residing upon said farm, shall hereafter have all the rights and privileges, and be subject to all the regulations, in regard to school, that the citizens of the said township of Hempfield are entitled to: *Provided however*, That nothing in this act shall prevent the school board of Salem township from collecting any school tax, that may have been heretofore assessed upon the aforesaid property of the said James Steel.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 653.

## An Act

To increase the fees of township officers, in the county of Wyoming.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the fees of township officers, in the county of Wyoming, shall be as follows: Supervisors, township auditors, poor masters, town clerk, assessors, shall each receive one dollar and fifty cents per diem for their services: *Provided*, That this act shall continue in force for three years from its passage, and no longer.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 654.

## A Supplement

To the act of the ninth of April, one thousand eight hundred and forty-nine, relative to hawkers and pedlers, in Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no person shall sell, or expose to sale, without license, in the county of Lancaster, as a hawker, pedler, or exchange dealer, in any foreign, or domestic goods, wares, or merchandize, under the penalty of two hundred and fifty dollars for each and every offence, to be inflicted in the manner provided for, in the act of April the sixth, one thousand eight hundred and thirty-three, entitled "A supplement to an act regulating auctions, in the city of Lancaster, and other towns of this commonwealth, passed the seventh day of April, one thousand eight hundred and thirty-two:" *Provided,* That the provisions of this section shall not be so construed as to apply to persons selling goods of their own manufacture, or carrying goods for wholesale purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 655.

## An Act

To authorize the more prompt collection of taxes, in the county of York.

WHEREAS, The act, entitled "An Act imposing additional taxes, for state purposes," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-four, which said act, amongst other matters, provides that the auditor general shall add five per centum penalty to each county, on all



state taxes remaining unpaid on the first day of August, of each year, has been found to have a salutary effect:

*And whereas*, It is equally desirable to have the county taxes, as well as the state taxes, required to be paid by said county, promptly collected, as well to meet the exigencies of the county, as to avoid the penalty which might, under said act, be imposed by the auditor general; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That hereafter it shall be lawful for the county commissioners, of the county of York, to add five per centum penalty to the state and county taxes of each and every taxable of said county, remaining unpaid on the fifteenth day of July, Anno Domini one thousand eight hundred and sixty-six, and of each year thereafter, and collect the same, in the same manner in which state and county taxes are now recovered and collected, in said county; and that all acts of assembly, inconsistent with the provisions of this act, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 656.

## An Act

To erect an independent school district from portions of the township of Rostraver, in the county of Westmoreland, and Washington township, in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

That the real estate now owned, or occupied, by L. M. Speer, Independent Levi Johnson, Bowman Furnier, S. F. Jones, Davis Shepler, school district Nancy Robinson, Andrew Cummings, D. B. H. Allen, Robert created. Finley, James Miles, Frank Walker, James H. Springer, N. Q. Speer, Thomas McDell, Samuel Bedsworth, James Houseman, James Beazel, Frederick Browneller and Taylor Wilson,

Rights and  
privileges.

Directors, elec-  
tion of, relative  
to.

Judge and in-  
spectors.

Proviso.

Proviso.

Notice of elec-  
tion.

Taxation, rela-  
tive to.

Treasurer and  
tax collector.

Annual report.

State appropria-  
tion.

of the township of Rostraver, in Westmoreland county, and the real estate now owned, or occupied, by John Baldwin, Ancelmo Springer, James H. Springer, L. M. Speer, Joseph Springer and Barnet Corwin, in the township of Washington, Fayette county, be and is hereby erected into a separate and independent school district, to be called the Lagrange school district, with all the rights and privileges that other school districts now, or may hereafter be entitled to, under the school laws of this commonwealth; and that the qualified voters, embraced within the boundaries of said district, shall, on the first Saturday of May, Anno Domini one thousand eight hundred and sixty-six, at the school house, in said district, between the hours of one and six o'clock P. M., elect six school directors, two to serve one year, two to serve two years, and two to serve three years; and annually thereafter, on the first Saturday of May, in like manner, an election shall be held to elect two school directors for said district, to serve for three years; and that D. B. H. Allen be and is hereby authorized to act as judge, and Levi Johnson and James Beazel inspectors, to hold and conduct the first election, which shall be held and conducted as other elections, for township officers, are conducted; and at said election, the said qualified voters shall also elect one judge and two inspectors, for the next ensuing election; and each and every year thereafter, said qualified voters shall elect a judge and two inspectors of said election, for said school district: *Provided*, That said election officers shall be paid out of the treasury of said school district: *And provided further*, That the inhabitants, who reside north of the creek, on the real estate of L. M. Speer, in Rostraver township, shall not be included within the limits of said school district.

SECTION 2. The judges and inspectors, above appointed, and to be elected as above provided, shall be required to give at least ten days' public notice of the time and place of holding said election, by written, or printed, handbills, put up in three of the most public places in said district.

SECTION 3. That the said school directors of said independent district are hereby authorized and empowered, in each and every year, at the time of making assessments for state and county purposes, in a separate book, for that purpose, to assess all property, professions, trades, occupations and persons, within said district, subject to taxation under the school laws of this commonwealth, to appoint a treasurer and tax collector for said district, and cause the said taxes to be collected, and applied to school purposes, in said district; said treasurer and tax collector shall give bail, if required; and all the aforesaid property, professions, trades, occupations and persons shall be free from any imposition of school taxes, by the directors of the aforesaid townships.

SECTION 4. The said Lagrange school district shall hereafter make annual reports, to the state superintendent of common schools, in the same manner as other school districts are required, by law, to make reports, and be entitled, annually, to receive its proper quota of the state appropriation to common schools; and that said district shall be under the jurisdiction

of Westmoreland county, as far as it relates to the county superintendent.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 657.

## An Act

Legalizing all collections of money and taxes, made by the school directors, or proper authority, of West Cocalico township, Lancaster county, to pay bounties to soldiers, enlisted under the several calls of the President, and credited to said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all collections of money and all collections of *per capita* and other taxes, made by the school directors, or proper authority, of West Cocalico township, in the county of Lancaster, to pay bounties to soldiers, enlisted under the several calls of the President, and credited to said township, are hereby legalized and made valid, any law to the contrary notwithstanding: *Provided*, That said tax shall not be collected from any officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 658.

**An Act**

In relation to the collection of taxes, for bounty purposes, in Little Mahanoy township, Northumberland county.

WHEREAS, The legal authorities of the township of Little Mahanoy, in the county of Northumberland, have assessed taxes, and made out duplicates for the collection of the same, for bounty purposes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the duplicates of taxes already made out, for bounty purposes, are hereby legalized and made lawful, as if the same had been lawfully assessed; and if payment of the same is not made in twenty days, the property of the delinquent shall be subject to levy and sale, and in all other respects, subject to the existing laws in relation to the collection of state and county taxes: *Provided,* That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 659.

**An Act**

To increase the bounty tax, in Stroud township, Monroe county, for the purpose of paying bounty indebtedness.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the fourth section of the act of twenty-fifth August,



one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four," be and the same is hereby repealed, so far as applicable to the township of Stroud, in the county of Monroe; and hereafter the school directors, supervisors, or board of election officers, of said township of Stroud, shall be authorized to levy and collect, annually, a tax, not exceeding five per cent. on the last adjusted valuation of all property, in said township, liable to state and county taxation, for the payment of the principal and interest of all the indebtedness of said township, contracted for bounty purposes: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or may have been in said service, and have been honorably discharged from said service.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 660.

## An Act

To authorize the construction of a side-walk, in the valley of Sheshequin, county of Bradford.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the road commissioners of the township of Sheshequin, in the county of Bradford, shall make, or cause to be made and kept in repair, a good, sufficient side-walk, or foot-path, of not less than five feet wide, to be made of boards, gravel, flagging, or such material as shall furnish to foot passengers a good, sufficient and dry walk, to be made within two years from the passage of this act; commencing at a bridge north of the house of George C. Gore, to continue along the west side of the road, to a point opposite the house of William Snyder; thence along the east side of the road, to the house of Martin Rogers, at the foot of a hill; said side-walk to be

Road commissioners authorized to construct side-walk, &c.

Route.

made out of taxes levied, for road purposes, by the sub-districts, or divisions, through which said side-walk passes.

Riding, hauling, &c., on side-walk, punishable as a misdemeanor.

Fine.

Commitment.

SECTION 2. That after the making of said side-walk, or foot-path, by the road commissioners, aforesaid, it shall be a misdemeanor for any person, or persons, to ride, drive, or haul, on, or along, any of said side-walk, except the crossing said foot-walk, going on, to, or off from, adjoining property; and upon the oath, or affirmation, of any person, before any justice of the peace of the county of Bradford, that such misdemeanor has, by any person, or persons, been committed, he shall issue a warrant for such person, or persons, committing such misdemeanor; and the justice of the peace is hereby empowered to impose a fine of not exceeding ten dollars and costs of suit, on each and every such offender, for each and every such offence, or misdemeanor, committed; which fine the justice of the peace shall pay over, one-half to the prosecutor, and the remainder to the road commissioners of the township, to be used towards the improvements of the public roads, in said districts; and such offender shall stand committed until the fine and costs of suit are paid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 661.

## An Act

Relating to the borough of Johnstown, in the county of Cambria.

Period for which offenders may be committed to lock-up.

Powers of police

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where the burgess of the borough of Johnstown, in the county of Cambria, is now authorized to commit offenders to the lock-up house of said borough, it shall be lawful for said burgess to commit such offenders to said lock-up house, for a period not exceeding five days.

SECTION 2. The police of said borough shall have and exercise all the powers now vested, by law, in township constables, in all cases of the violation of the laws of this commonwealth, or of the ordinances of said borough.

SECTION 3. That it shall be lawful for the town council of Borough assessed borough to annually elect, at a time to be fixed by said Borough assessor to be elected annually. council, one competent person as borough assessor, whose duty it shall be to make all assessments, for borough purposes.

SECTION 4. That it shall be lawful for the burgess, with the Borough and council may designate justice, to perform certain duties. consent of the council of said borough, to designate, from time to time, some justice of the peace of said borough, who shall be authorized to discharge all the duties, and invested with all the powers of the burgess at such time, or times, as the said burgess, and the president of the town council, shall be absent.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 662.

## A Supplement

To an act to enable the county commissioners of Montgomery county to call in, for liquidation, certain county bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, to which this is a supplement, be and they are hereby extended to include certain outstanding orders, heretofore issued, by the commissioners of Montgomery county, and endorsed by the treasurer thereof; and that the said commissioners be and they are hereby authorized, either to liquidate and cancel the said orders, when presented, or fund the same, in county bonds, to be issued to the holders thereof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 663.

## A Further Supplement

To an act revising the charter of the municipal corporation of the city of Reading, approved April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the civil engineer, appointed by the councils of the said city of Reading, under the provisions of the forty-fourth section of the act, entitled "An Act revising the charter of the municipal corporation of the city of Reading," approved April twenty-sixth, Anno Domini one thousand eight hundred and sixty-four, shall, from time to time, as he shall deem expedient, and the said council shall approve, make report of the surveys, plans and regulations by him made, in convenient sections, instead of awaiting the completion of the entire survey, and shall make duplicate drafts and plans, in the manner prescribed in said act, in relation to said entire survey; and the same proceedings shall be had for the final confirmation of such partial, or sectional, drafts and plans, as were directed in relation to the general draft, or plan, in the act aforesaid; and upon such final confirmation of such partial, or sectional, drafts, or plans, the same shall be recorded, and thereafter deemed and adjudged to be established and fixed, as fully and with the same effect, in all respects, as if the same were part of the said general draft, or plan, completed according to the provisions of said act, and the provisions of said act in relation to damages, and the assessment and payment thereof, shall remain in full force, in relation to any such partial, or sectional, plan, or plans: *Provided*, That damages shall be ascertained, assessed and paid, according to the provisions of the forty-fourth and forty-fifth sections of said act, notwithstanding the passage of this supplement, except that proceedings to ascertain and assess the same shall be had, upon the confirmation of each sectional plan returned, and shall be confirmed to the property embraced within such plan.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 664.

*An Act*

Declaring the Slate Lick run, one of the branches of the Beaver dams, a public highway.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That Slate Lick run, in the county of Cambria, (one of the branches of the Beaver dams,) be and the same is hereby declared a public highway, from the Ebensburg and Philipsburg road, at, or near, James M'Gough's saw mill, to John Adams's saw mill, near St. Augustine, in Clearfield township, in said county of Cambria.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 665.

*An Act*

To incorporate the Pennsylvania College of Veterinary Surgeons.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That Robert Jennings, James B. Rayner, Michael W. Birch, Corporators, Isaiah Michner, Thomas B. Rayner, William A. Wisdom, Jacob Phillips, Anthony Phillips, Henry B. Rayner, John Raynor, William L. Wright, Joseph Paxson, Robert Westfield, Mathew M'Illroy, Samuel Dodd, John Berry, Senior, John Berry, Junior, and E. S. Packer, veterinary surgeons, and such other persons as now are, or may hereafter become, associated with them, and their successors, be and they are hereby created and erected into a body politic and corporate,

Title.	in deed and law, by the name, style and title of the Pennsylvania College of Veterinary Surgeons, and by that name and title shall have perpetual succession, and shall be able to sue
Privileges.	and be sued, plead and be impleaded, and shall be able and capable, in law and in equity, to receive, take and hold, for the use of the said corporation, lands, tenements, hereditaments and estates, real and personal, whatsoever, and the same to grant, bargain, sell, transfer, assign, mortgage and convey, in such manner as the said corporation shall deem proper, and to receive and make all deeds, transfers, contracts, conveyances, covenants and assurances, whatever, and to make, have and use a common seal, and the same to change and renew at pleasure, and generally to do every other act, or thing, necessary to carry into effect the provisions of this act, and to promote the object and design of said corporation.
Seal.	
Object.	SECTION 2. That the object and design of said corporation shall be the instruction of gentlemen in the art and science of veterinary medicine and surgery, and otherwise promoting the interests of veterinary science.
Diplomas.	SECTION 3. That the said corporation shall have power to grant diplomas, constituting the recipients doctors in veterinary medicine and surgery, under such restrictions as shall be laid down in the constitution and by-laws of the college; and that the said corporation shall have full power to enact and enforce such constitution and by-laws as they shall deem proper for its government, and for the better carrying out and effecting the objects, intents and purposes heretofore recited, and the same to amend, alter, or repeal, at pleasure; that such constitution and by-laws are not inconsistent with this charter, or with the constitution of the United States, or the constitution and laws of this commonwealth.
By-laws.	
Proviso.	SECTION 4. That the said corporation are hereby empowered to take and receive real, or personal, property, by gift, devise, or bequest; and no misnomer of said corporation shall defeat any intended gift, grant, conveyance, devise, or bequest, thereto; the same, however, to be always subject to the provisions of this act.
Misnomer not to defeat gift.	
Powers not enumerated.	SECTION 5. That no enumeration of powers, privileges and duties herein contained shall be so construed as to exclude others, not enumerated, which may be necessary to the fulfillment of the designs and purposes of this act, and not inconsistent with its express provisions and limitations.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 666.

## An Act

To prohibit others than regularly licensed druggists and graduated physicians from vending and practicing medicine, in Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act it shall not be lawful for any person, or persons, except regularly graduated physicians, or licensed druggists, to sell, or practice, medicine, within the county of Lycoming, in this commonwealth; and any person, or persons, violating the provisions of this act, shall be guilty of a misdemeanor, and on conviction, in the court of quarter sessions, shall be sentenced, by said court, to pay a fine, to the commonwealth, for the use of said county, not exceeding five hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 667.

## An Act

Regulating licenses for eating houses and drinking saloons, in the borough of Lewisburg, Union county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all licenses for eating houses, or drinking saloons, in the borough of Lewisburg, Union county, Pennsylvania, shall be granted by the court of quarter sessions of said county. Court to grant licenses.

SECTION 2. That before any license shall be granted, as aforesaid, for said borough of Lewisburg, the applicant shall filed. Petition to be filed.

Publication.

Certificate of character, relative to.

Proviso.

When act to take effect.

file a petition with the clerk of the court of quarter sessions at least six weeks before the term of court to which said application is to be made; and the name of the applicant shall be published, for the public good, during the aforesaid time, in all the newspapers of said borough.

SECTION 3. That said petition, and the publication of the same, shall be accompanied by a certificate, signed by at least twelve citizens, under the tongue of good report for honesty and temperance, and of said borough, setting forth that the applicant is a person of good moral character, a citizen of Lewisburg, Union county, Pennsylvania, and of good report for honesty, the common peace and temperance, and recommending the granting of said license: *Provided*, That the court may refuse, or grant, the said license.

SECTION 4. That this act of the general assembly of the commonwealth of Pennsylvania to take effect immediately upon its passage and official approval.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 668.

## An Act

Authorizing and requiring the supervisors of Bratton township, Mifflin county, to erect gates across the public roads, in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the supervisors of Bratton township, Mifflin county, are hereby authorized and required to erect gates across the public roads, in said township, on each side of the Pennsylvania railroad, wherever said roads cross the same.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 669.

## An Act

To authorize the electors of the township of Sugargrove, Warren county, to elect one person for collector of state and county taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at each township election hereafter it shall be lawful for the qualified electors of the township of Sugargrove, in the county of Warren, to elect one person for collector of the state and county taxes, for said township, to hold the office for one year; the said collector to give bonds, and in all respects to discharge the duties, and be subject to the present law, as if under appointment of the county commissioners: *Provided,* That in case the collector, as elected, should die, or in any way fail to perform the duties of collector, then the county commissioners shall appoint a collector, as is now provided by law, to fill the vacancy until the next ensuing election in said township; and all acts, or parts of acts, inconsistent herewith, are hereby repealed, so far as pertains to said township: *And provided further,* That said collector shall receive the same compensation, for such collection, as is now allowed by commissioners for the collection of said taxes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 670.

*An Act*

To enable the school directors, of the borough of Sunbury, to sell a certain lot of ground, in said borough, and to borrow money.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Sale of certain  
lot of ground,  
authorized.

Description.

Deed.

Proceeds, how  
to be applied.

That the school directors of the borough of Sunbury, in the county of Northumberland, be and they are hereby authorized to sell, at public, or private, sale, all that certain lot of ground, situate in the borough of Sunbury aforesaid, bounded and described as follows, to wit: On the north by an alley; on the south by lot, on which is erected the Presbyterian church; on the east by Deer street, and on the west by lot number one hundred and seventy, together with the buildings thereon; and to make, execute, and deliver to the purchaser, or purchasers, a good and sufficient deed, in fee simple, clear of all incumbrances; and to apply the proceeds of said sale, first, to the payment of the costs of sale; then to the purchase of a lot, or lots, of ground, within said district, and the balance to be applied to the erection of school houses, on said lot, or lots, so purchased, by the directors, to be held by them, and their successors in office, for the use of the schools of the said borough of Sunbury forever.

Authorized to  
borrow money.

Amount.

Security.

Proviso.

Proviso.

**SECTION 2.** That the board of school directors, of the borough of Sunbury, in the county of Northumberland, be and they are hereby authorized to borrow an amount of money, not exceeding eight thousand dollars, for a term of years, not exceeding ten years, and issue bonds and certificates of indebtedness for the same, in sums of not less than one hundred dollars each, bearing interest, at a rate not exceeding seven per centum per annum: *Provided*, That any moneys, so borrowed, shall be applied exclusively to the purchase of such lot, or lots, and to the erection of a suitable building, or buildings, for the use of the common schools of the said district: *And provided*, That any money, or moneys, so borrowed, shall not be taxable, except for state and county purposes.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 671.

## An Act

For the better preservation of game, within the county of Schuylkill.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act no person shall kill, or otherwise destroy, within the county of Schuylkill, any partridge, or rabbit, between the fifteenth day of January and the first day of November, in the present year, and in each and every year thereafter. Killing of partridges and rabbits, during certain period, prohibited.

**SECTION 2.** No person shall buy, or cause to be bought, within the county of Schuylkill, for the purpose of supplying any private, or public, house, or market, any partridge, or rabbit, unless the same shall have been shot in the proper season, as provided for by the first section of this act; and no person shall buy, or cause to be bought, or sell, or cause to be sold, within the said county of Schuylkill, any dead rabbit, which has been killed by snaring; and the possession, of any person, within said county of Schuylkill, of any game, or birds, mentioned in this act, shot, killed, or otherwise destroyed, out of season, as aforesaid, or which shall have been killed, by snaring, at any time, shall be *prima facie* evidence to convict under this act. Purchase of game, taken out of season, prohibited.

**SECTION 3.** Any person offending against any of the provisions of this act, and being thereof duly convicted, before any justice of the peace of said county of Schuylkill, shall, for every such offence, forfeit and pay a fine of twenty dollars, one-half for the use of the school district, in which the complaint is made, and the other half to the use of the informer; and if the offender shall refuse to pay the said forfeiture, he shall be committed to the Schuylkill county prison, for every such offence, for the space of ten days, without bail: *Provided however,* That such complaint be made within sixty days after the committing of the offence. Offenders, how punished.  
Fine.  
Imprisonment.  
Proviso.

**SECTION 4.** That any act, or acts, conflicting with this act, be and the same are hereby repealed, as to the said county of Schuylkill. Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 672.

**An Act**

To provide for the purchasing of real estate and erection of a poor house,  
in Montour county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain town-  
ships formed  
into district.  
Commissioners.

That the townships of Valley, Derry, Anthony, Liberty and West Hemlock, in the county of Montour, are hereby constituted a district, for the support of the poor; and that Charles Fenstermacher and David Davis, of Valley township; Elias Haas and William Blee, of Derry township; James Murphy and John Falls, of Anthony township; George Billmeyer and Robert G. Montgomery, of Liberty township; Jacob Sandel and Hiram Cromley, of West Hemlock township, all in Montour county, in the state of Pennsylvania, be and they are hereby appointed commissioners, whose duty it shall be, or a majority of them, as soon after the passage of this act as practicable, to determine upon, and with the assent of the court of quarter sessions of Montour county, purchase such real estate, within the bounds of said townships, as may be necessary and proper for the accommodation and support of the poor of such townships aforesaid; and it shall be lawful for said commissioners to take and receive proper conveyances therefor, in the name and for the use of the corporation mentioned in the second section of this act, and upon the receipt of such conveyance to execute, in the name of said corporation, and deliver to the vender, or venders, bonds, secured by mortgage, upon said real estate, to secure the payment of so much of the purchase money thereof as shall then remain unpaid, and, also, to erect thereon suitable buildings for the accommodation and keeping of the poor of said townships; and they are, also, authorized and empowered to borrow such sum, or sums, of money as may, in their opinion, be advisable and necessary, not exceeding the sum of ten thousand dollars, to be used in the payment of the expense of purchasing said real estate and erecting said buildings, and to secure the payment of the same by bonds and mortgage on said real estate.

Purchase of real  
estate, relative  
to.

Buildings.

Authorized to  
borrow money.

Directors of the  
poor.

**SECTION 2.** That the said Charles Fenstermacher, David Davis, Elias Haas, William Blee, James Murphy, John Falls, George Billmeyer, Robert G. Montgomery, Jacob Sandel and Hiram Cromley, be and are hereby constituted directors of the poor in the townships aforesaid, until successors are appointed and qualified as hereinafter provided; and they, and their successors in office, are hereby created a body politic and corporate in law, to all intents and purposes whatsoever, relative to the poor of said townships, and shall have perpetual

Incorporation.



succession, by the name, style and title of the directors of the poor of Central Montour, and by that name may sue and be sued, plead and be impleaded, receive, take and hold any lands, tenements and hereditaments, not exceeding the yearly value of five thousand dollars, to erect and keep in proper condition suitable buildings, for the reception, use, accommodation and employment of the poor of said townships, and to provide all things necessary for the lodging, maintenance and employment of the poor of said townships.

SECTION 3. That the said Charles Fenstermacher, David Davis, Elias Haas, William Blee, James Murphy, John Falls, George Billmeyer, Robert G. Montgomery, Jacob Sandel and Hiram Cromley, shall continue in office, as directors, until the annual March election, in the year one thousand eight hundred and sixty-seven, at which time the qualified electors of the townships, associated under this act, shall elect three persons, to serve as directors of the poor of said townships, one to serve for one year, one to serve for two years, and one to serve for three years, annually thereafter one person, for the term of three years; and the judge, inspectors and clerks of each election district, where such director, or directors, are legally voted for, shall make out a complete return of all votes given for that office; and the judges of all such election districts shall meet at the poor house, on the first Tuesday after said election, and then and there, add together the number of votes given for each person voted for, and make out the returns, complying, in all respects, with the provisions of existing election laws; and after the performance of said duties, appoint one of their number, by consent, or lot, to deliver the full returns to the court of quarter sessions of Montour county, in the same manner now provided, by law, for making township returns; and, also, to notify the person, or persons, elected, by delivery of a written certificate of election, signed by said judges of election, to the person, or persons, so elected; and said judges shall be paid one dollar and fifty cents per day, each, for time so spent, out of the proper funds of the corporation created by this act: *Provided*, That any vacancy in the said office of directors, by death, resignation, or otherwise, shall be filled by the court of quarter sessions of Montour county, until the next ensuing election of directors, when the said vacancy shall be filled, by election, under the limitations aforesaid; and the said court shall have power to remove any director, for gross neglect of duty, or other misconduct, upon the petition of fifty, or more, of the aforesaid electors, upon a hearing of the complaint, after reasonable notice to the director complained of.

SECTION 4. That the said directors shall, before entering upon the duties of their office, be duly sworn, or affirmed, to faithfully discharge the duties of their office; and the person, or persons, so elected, annually, shall take his, or their, place in the board, as director of the poor, within twenty days after he has been notified of his election, and shall be sworn, or affirmed, as aforesaid; and the persons herein appointed directors shall, as soon as they shall think proper after the passage

Name.

Privileges.

Annual election

Terms of office regulated.

Duties of officers of election.

Return to be delivered to court of quarter sessions.

Compensation.

Proviso.

Directors, to be sworn.

To appoint treasurer, steward, collector of poor taxes, and such other assistants as they shall deem necessary, who shall serve until successors are appointed; and in the month of January, in the year one thousand eight hundred and sixty-seven, and in the month of January, in each year thereafter, the directors shall appoint a treasurer, a collector, a steward, physician and such other assistants as they may deem necessary, to serve for one year, and until successors are appointed and qualified; the said treasurer and collector to give bonds, in such sum as the directors may require, with sufficient security, to be approved by the directors, conditioned for the faithful performance of their respective duties; any of said officers, or assistants, may be removed by said directors, for neglect of duty, or for improper conduct in office; and the vacancies, as well as all vacancies, which shall otherwise occur, shall be filled by them.

Bonds of treasurer and collector.

Removals from office.

Quorum.

Assessment authorized.

Rate.

Duplicates and collectors' warrant, relative to.

When buildings are completed, directors to file certain certificate.

To give notice to overseers of poor.

SECTION 5. That the said directors, any two of whom shall constitute a quorum, for the transaction of business, shall have power, annually, as soon after the returns of the annual assessments, in said county, as is practicable, to lay a rate, or assessment, not exceeding one cent on the dollar, at any one time, on all real and personal estate, property, or things, in said townships, now subject to taxation, for state and county purposes, for defraying the expenses of purchasing said real estate, erecting said buildings, and maintaining the poor, in said townships; which shall be the same rate per centum, in said townships, and shall be levied upon the basis of the last adjusted valuation, made for regulating county rates and levies; and having caused fair duplicates, of such rate, or assessments, by them laid, to be made, which shall be signed by them, shall issue their warrant to the collector of such tax, therein authorizing and requiring him to demand, receive and collect, from every person therein named, the sum with which such person stands charged, in the manner, and by the same process, as poor taxes are now, by law, collectable; and the said directors shall, from the time of the providing, by them, of suitable buildings, for the accommodation of said poor, exercise and perform all the powers and duties which overseers of the poor may, and are now required, by law, to exercise and perform, within said townships, except so far as such acts, duties and powers are herein expressly prescribed or limited.

SECTION 6. That the said directors shall, as soon as they shall have provided suitable buildings, for the accommodation of said poor, file, in the office of the clerk of the court of quarter sessions, of Montour county, a certificate, setting forth that such buildings are ready for the reception of said poor; said certificates shall also contain a statement of the real estate purchased, together with a description of the buildings thereon, and the price paid, or agreed to be paid, for said real estate, together with the terms and times of payment, and the costs of erecting and fitting up said buildings; and said directors shall thereupon give notice to the overseers of the poor, of said townships, of their readiness to receive and accommodate the poor thereof; which said overseers are required,

forthwith, to furnish said directors with a list of the names of the persons, then a charge upon said townships respectively, List, to be furnished by overseers. or receiving relief therefrom, with the place of residence of each; and the said directors shall thereupon cause such poor persons, or such of them as they shall think it expedient, to be removed to said house, so provided, and thereafter to be kept, lodged and maintained therein, so long as such person shall continue a charge upon said township; and no person, who shall refuse to go to said poor house, or to be maintained therein, shall be entitled to relief, or support, from said directors, or from any township, during the time of said refusal: *Provided however*, That said directors may, if they think proper, furnish assistance, and afford relief, to any poor persons, without requiring them to be removed to, and kept at, said poor house. *Proviso.*

SECTION 7. That the said directors are hereby authorized to provide work and employment, for such poor persons, as may be able to perform any labor, or pursue any employment; and if any person, unless unable, by reason of age, infancy, disease, infirmity, or other disability, shall refuse to perform such reasonable labor, or service, as shall be allotted to, or required of, him, or her, by said directors, such person, or persons, shall not be entitled to, or receive, any relief, or assistance, during such refusal, and shall, immediately on such refusal, be discharged from said poor house. *Employment of the poor, relative to.*

SECTION 8. That the overseers of the poor of said township shall, as soon notified by the directors, in the manner provided for, in the sixth section of this act, cease to act as overseers of the poor, in said townships, except so far as may be required to settle, adjust and close their accounts as overseers, with said townships, or with persons with whom they have transacted business; and they shall, upon demand, deliver to the said directors, transcripts of all poor taxes, remaining unpaid on duplicates, in their hands, together with all papers, orders and documents pertaining to their office, as overseers, and shall also pay to the said directors, or to the treasurer appointed by them, all the moneys unexpended, in their hands, belonging to any of the said townships; and the said directors shall, forthwith, issue their warrant to the collector, for the collection of all such unpaid poor taxes; which shall be collected, in the same manner, as is provided for the collection of taxes, assessed by said directors. *Overseers of poor, relative to. To close accounts, and deliver transcripts of poor taxes, &c., to directors. Unexpended moneys.*

SECTION 9. If, upon a final settlement, by said overseers of the township aforesaid, of their accounts as overseers, any balance shall be found due them, or either of them, the said balance due shall be certified by the auditors making such settlement; and thereupon, the said directors are required to issue their order upon the treasurer, in favor of such overseer, or overseers, for the amount, or amounts, so certified to be due. *Balance in hands of overseers, how to be certified.*

SECTION 10. The steward, or manager, of said poor house is hereby required, yearly, on the first Monday in January, in each year, to furnish to said directors a statement, in writing, of the income of said real estate, as nearly as the same can *Steward, to furnish annual statement to directors.*



- be done; also, the excess of expenditures, over and above said income, during the preceding year, the amount and kind of personal property then on hand, including grain, stock and all farming implements and conveniences, the number of persons admitted and discharged during the year, with the number then therein, the length of time each remained, and the age and sex of each; the treasurer shall, annually, on the first Monday in January, in each year, render to said directors a just and correct account of his receipts and disbursements during the preceding year; and the said directors shall, annually, in the month of January, publish, in two weeeekly newspapers, printed in said Montour county, a statement of the receipts, disbursements and expenditures of said corporation during the preceding year, with a statement of the property, real and personal, then held by said corporation.
- Treasurer to render annual account of receipts and disbursements.**
- Publication.**
- Auditors, election of, relative to.**
- Duties of officers of election.**
- Vacancies.**
- Settlement of accounts, &c., relative to.**
- Orders for relief of poor, relative to.**
- Powers and duties of directors.**
- Apprenticeship of poor children, relative to.**
- SECTION 11.** At the annual March election, in the year one thousand eight hundred and sixty-seven, the qualified electors of the townships associated under this act shall elect three persons, to serve as auditors; one to serve for one year, one to serve for two years and one to serve for three years; and annually thereafter, one person to serve for three years; and the judges and clerks of said election districts shall make return thereof, and notice be served on the person, or persons, elected, in the same manner as provided for the election of directors; and in the case of vacancy, by death, resignation, or otherwise, it shall be filled by the court of quarter sessions of Montour county, until the next ensuing election, when the vacancy shall be filled by election, for the unexpired term; who shall audit and settle the accounts of the treasurer and directors, and perform all the duties of auditors required by this act; they shall meet, for that purpose, at the poor house, on the second Tuesday in January, in each year, and shall receive, for their services, each, one dollar and fifty cents per day, for every day by them necessarily expended.
- SECTION 12.** All orders issued for the relief of any poor person, or persons, within any of said townships, after the filing of the certificate mentioned in the sixth section of this act, shall be directed to the directors of the poor of Central Montour; and upon the receipt of such order, said directors, or any one of them, shall immediately proceed to inquire into the circumstances; and if the person, or persons, therein named are found by him, or them, to be entitled to relief, he, or they, shall furnish such relief, or cause such person, or persons, to be removed and taken to said poor house, and there kept and maintained until legally discharged; any one of said directors shall have authority to direct a poor person to be admitted into said poor house, but no person shall be discharged therefrom, unless at his, or her, own request, except by the direction of at least two of said directors.
- SECTION 13.** That the said directors are hereby authorized to bind out poor children, under their care, whose parents are dead, or unable to support them, as apprentices, in the same manner, and under the same restrictions, as overseers of the poor may now, by law, put out such children; and the said



directors shall exercise the same power and authority, over all real and personal estate of any poor person under their care, as is now, by law, vested in the overseers of the poor.

SECTION 14. That the compensation of the treasurer, collector, steward, matron, physician, and other officers, or assistants, shall be fixed by the directors, and the compensation of the directors shall be fixed by the auditors, at each yearly settlement, for the next succeeding year: *Provided*, That the compensation of said directors, from the passage of this act until the first yearly settlement, shall be fixed by the board of auditors, at the first yearly settlement; the said directors to furnish, at the first yearly settlement, the said auditors a correct account of the time and expenses, lost and incurred, by them, in attending to their duties, from which account the said compensation shall be fixed and adjusted. Compensation of officers, &c.  
Proviso.

SECTION 15. That the said directors, or treasurer, or any one, or more, of the tax-payers of said township, or townships, may, within twenty days from the yearly settlement, by the auditors, as aforesaid, appeal from such settlement, to the court of common pleas of Montour county, in the same manner, and under the same provisions and regulations, that appeals from settlements by township auditors are now allowed. Appeals from auditors' settlements, regulated.

SECTION 16. That no moneys shall be paid by the treasurer, except upon orders drawn by the directors, and signed by at least two of said directors. Orders on treasurer.

SECTION 17. That all acts of assembly, or parts of acts, hereby supplied, or inconsistent with this act, are hereby repealed. Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 673.

## A Supplement

To an act to prevent the destruction of fish, in Spring creek, Logan's Branch, in the county of Centre, approved February the fifteenth, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Taking of fish,  
except by hook  
and line, pro-  
hibited.

That from and after the passage of this act, it shall not be law-  
ful for any person, or persons, to take, catch, or kill, any fish  
in, or from, the waters of Spring creek, or Logan's Branch,  
in the county of Centre, by means of any set-nets, dip-nets,  
scoop-nets, or any other device, except by hook and line.

Penalties.

SECTION 2. Any person, or persons, violating the first sec-  
tion of this act, shall be subject to the penalties imposed, in  
the second section of the act to which this is a supplement, to  
be sued for, collected, and imposed, as is therein provided.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one  
thousand eight hundred and sixty six.

A. G. CURTIN.

No. 674.

## An Act

To authorize the burgess and council of Wellsboro', Tioga county, to levy  
a tax for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*  
That the burgess and council of the borough of Wellsboro',  
Tioga county, are hereby authorized to levy a tax, suffi-  
cient to pay all necessary expenses of said borough, and to  
liquidate the debt already incurred; said tax not to exceed  
one and one-half per centum, and to apply only to the years  
one thousand eight hundred and sixty-six, and one thousand  
eight hundred and sixty-seven.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 675.

## An Act

Relative to the duties of constables, in the borough of Susquehanna Depot, and township of Oakland, in the county of Susquehanna.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the constables of the borough of Susquehanna Depot, and township of Oakland, in the county of Susquehanna, are required to return the names of all persons, in said borough and township, who violate any of the laws of the commonwealth, relating to the sale of vinous, malt, or spirituous liquors, unto the court of quarter sessions of the peace of said county; and on failure to comply with the provisions of this act, shall pay a fine of one hundred dollars, to the use of this commonwealth, one-half of said sum to the use of the informer, to be collected as debts of like amount are now by law collectable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 676.

## An Act

To authorize the road commissioners of Freehold township to levy additional tax.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the road commissioners of Freehold township, Warren county, Pennsylvania, are hereby authorized to levy and collect an additional tax, in said township, at a per cent. high enough to pay the present indebtedness of said township, in-

curred in raising volunteers, &c., during the late rebellion, in two years from the passage of this act; said tax to be levied on all property subject to other tax, for state, or other, purposes: *Provided*, That the said per cent. shall be levied to pay one-half of said indebtedness, in each year; and any act, or parts of acts, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 677.

## An Act

To provide an act for the erection of a bridge over Frankford creek, at the foot of Orthodox street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Philadelphia are hereby authorized and required to construct a draw-bridge over the Frankford creek, either from the foot of Orthodox street, in the Twenty-third ward, of the city of Philadelphia, or from the foot of Bristol street, in the Twenty-fifth ward, in said city, as they may deem most conducive to public convenience; said bridge to be constructed within three years from the passage of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 678.

## An Act

Authorizing the school directors, or the proper authorities, of Providence township, Lancaster county, to assess, levy and collect additional bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, or proper authorities, of Providence township, Lancaster county, are hereby authorized to assess, levy and collect a bounty tax, not exceeding twenty-five hundred dollars, in addition to any and all sums heretofore collected, to discharge the debts incurred by said township, in the payment of bounties to soldiers, credited to said township, under the several calls of the President: *Provided,* That said tax shall not be assessed upon, nor collected from, officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 679.

## A Further Supplement

To an act to incorporate the Frankford and Holmesburg Railroad Company, approved July eighteenth, one thousand eight hundred and sixty-three, providing for the extension of time for the completion of their road, and so forth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the time for the completion of the Frankford and Holmesburg Railroad Company be extended three years from the passage of this act, and that said Frankford and Holmesburg Railroad Company have the right to extend their road, so as to connect with the Philadelphia and Trenton railroad, at the Holmesburg station: *Provided*, That the consent of said Philadelphia and Trenton Railroad Company, to such connection, be first had and obtained.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 680.

## An Act

To enable Reuben T. Starr to collect the taxes due upon his duplicate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for Reuben T. Starr to receive the duplicate, which was placed in his hands by the borough authorities of the borough of Lewisberry, in York county, for the year Anno Domini one thousand eight hundred and sixty-four, and to proceed to collect the taxes, charged in said duplicate, as such taxes are by law collectable, so far as the same have not been collected, the same as if said duplicate had never passed from the hands of said Reuben T. Starr, or the warrant therein and not been mutilated, or erased; and all laws, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 681.

## An Act

To empower the court of common pleas of Luzerne county to decree the adoption of a certain abandoned child.

WHEREAS, The Reverend W. J. Judd, of Pittston, Luzerne county, is desirous of adopting Lewis Gaylord, an abandoned child :

*And whereas*, By existing law on the subject, the consent of the parents of a child, so situate, is necessary to such adoption :

*And whereas*, The mother of said child has left said county, and her whereabouts is unknown ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be competent for the court of common pleas of Luzerne county, on the petition of the Reverend W. J. Judd, and his compliance with the provisions of the act of the fourth day of May, Anno Domini one thousand eight hundred and fifty-five, relating to adoptions, to make the necessary orders and decree in the case, as if the consent of the mother of said child had been obtained for that purpose.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 682.

## Supplement

To Lawrence county poor house law.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

Poor house commissioners authorized to levy and collect a tax for building purposes, &c.

That the said poor house commissioners shall have power to assess a tax and collect, or cause to be collected, in the same manner as townships poor taxes are collected, for the purpose of purchasing such place and erection, and furnishing such buildings as are provided for in said act; any balance of said taxes, whether collected, or uncollected, with all the minutes and account, shall be handed over to their successors, the first board of directors.

Claims of persons for admission as paupers, relative to.

SECTION 2. That it shall be the duty of said directors, or any one of them, to examine, or re-examine, the claims of every person, to be admitted as a pauper, in said poor house, and to accept, or reject, such person as to them, or him, the facts should seem to require; and all such decisions shall be entered in the minutes of said directors, and any person, or persons, aggrieved thereby, shall have the right of appeal therefrom, as if the same had been decided by two justices of the peace; and the method of granting orders, by two justices of the peace, to persons, in said districts, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 683.

## A Supplement

To an act relating to the grading, curbing and paving of streets, in the borough of Duquesne, approved May the fifth, A. D. one thousand eight hundred and sixty-four.

Certain provisions repealed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, an it is hereby enacted by the authority of the same,* That so much of section first of aforesaid, as reads as follows, viz: "Upon the petition of the majority of the property holders on any street, lane, or alley," and also so much of section fifth, same act, which reads as follows, viz: "Upon petition aforesaid," be and the same is hereby repealed.

Streets, lanes, alleys, &c., relative to.

SECTION 2. That in place of the word "said," in the sixth line, first section, of said act, it shall read, "any street, lane, alley, or side-walk," and that so much of any act, or acts, as



are inconsistent with the provisions of this act, be and the same are hereby repealed.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 684.

## A Supplement

To an act to incorporate, in the township of Lower Saint Clair, in Allegheny county, a borough, to be called South Pittsburg, approved March sixth, Anno Domini one thousand eight hundred and forty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provision of the second section of the act to which this is a supplement, fixing the hour for holding elections, in said borough, be so amended as to require said elections to be held between the hours of ten o'clock A. M. and seven o'clock P. M.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 685.

**An Act**

To legalize certain bounties, in Brown township, county of Mifflin.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bounty tax levied by the school directors of Brown township, county of Mifflin, in the year one thousand eight hundred and sixty-four, for the purpose of paying bounties to volunteers and drafted men, be and the same is hereby legalized and made valid; and the said school directors are hereby authorized and required to collect the same, in all respects, as is prescribed, by law, for the levying and collecting of school taxes: *Provided,* Said tax shall not be collected from officers, or soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 686.

**An Act**

To prohibit the taking, or killing, of pickerel, in any of the ponds, or lakes, in the township of Lathrop, in Susquehanna county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Taking of pickerel, during certain period, prohibited.

That it shall not be lawful for any person, or persons, to take, catch, or kill, any pickerel, in any of the ponds, or lakes, in the township of Lathrop, in Susquehanna county, between the first day of November and the first day of April.

SECTION 2. That any person offending against the provisions of this act shall, on conviction thereof, pay a fine of twenty dollars, with costs of suit, for the first offence, and fifty dollars, with like costs, for each and every subsequent offence, to be recovered, by suit, in the name of the commonwealth, before any justice of the peace having jurisdiction over the place where such offence shall have been committed; the whole of said fine, or judgment, to be for the use of the school fund, in the said township of Lathrop.

Offence, how punishable.

Fines, how to be appropriated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 687.

## An Act

To establish a high school, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the board of controllers of common schools, in the city of Harrisburg, to establish a high school for said city, which said high school shall be open to pupils residing in any of the wards of the city aforesaid; and for that purpose the said board shall erect the necessary buildings, in such location as shall be determined on by a majority of the board; and the said board may borrow such sum of money as may be found necessary to meet the expense thereof, and may levy and collect taxes, under the common school law, to repay the money thus borrowed, or meet the expenses of the building.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 688.

**An Act**

Legalizing the acts of the road commissioners of Smithfield township,  
Bradford county.

WHEREAS, There was left in the hands of the treasurer of the township of Smithfield, in the county of Bradford, and state of Pennsylvania, a surplus fund, raised for bounty purposes :

And whereas, A portion of the same has been applied, by the road commissioners of said township, in payment of township matters ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any application of surplus money, raised for the payment of bounties, which has been, or may hereafter be, made by the road commissioners, for township purposes, is hereby legalized and made valid, as fully as if the same had been originally levied and collected for that purpose.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 689.

**An Act**

To declare Rosanna White, formerly Rosanna Norris, of Philadelphia, legitimate.

WHEREAS, William Scott, late of the city of Philadelphia, by a deed, bearing date the fourteenth day of July, Anno Domini one thousand eight hundred and twenty-five, granted and conveyed unto Shaddrick Bassitt, and Rachael, his wife, and to her heirs and assigns, a certain lot of ground, situate



in the late district of Southwark, in said city ; which deed is recorded in the proper office, in said city, in deed book G W R, number eight, page one hundred and seventy-nine, reference thereto had will more fully appear :

*And whereas,* The said Shaddrick Bassitt, and Rachael, his wife, are both dead, without having any children born to them after their marriage :

*And whereas,* Rosanna White, late Morris, claims to be a legitimate daughter of the said Rachael Bassitt, by her first husband, while a slave, in the state of Delaware, and before she fled to this state, and in consequence of her late parents having been slaves, it is difficult to furnish proof of a formal marriage, although they had lived and cohabited together, as man and wife, while in a state of slavery ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Rosanna White, late Rosanna Morris, is hereby entitled to, and shall have and enjoy, all the rights, benefits and advantages of a child born in lawful wedlock, as the daughter of Rachael Bassitt, late the wife of Shaddrick Bassitt, deceased ; and shall be capable, in law, to inherit and transmit any estate whatever, as fully and completely, and to all intents and purposes, as if the said Rosanna White, late Morris, had been born in lawful wedlock, or as if the lawful marriage of the said Rachael Bassitt, formerly Rachael Morris, was established by indubitable proof.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 690.

## An Act,

To authorize the election of a comptroller, in the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* There shall be appointed, by the council of Erie, one person, qualified to vote for city officers, in said city, to be the comp-

Appointment of comptroller, authorized. troller of said city, and who shall hold his office for the term of three years, and until his successor is duly appointed and qualified.

Duties, to be defined by ordinance. SECTION 2. It shall be the duty of the council of the city of Erie to define, by an ordinance, the duties of said officer, to fix his compensation, and to require from him, before entering upon the duties of his office, such security for the faithful performance of said duties as they shall deem proper.

Compensation.

Security.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 691.

## An Act

To authorize an increase of taxes, in the borough of Freeport, in the county of Armstrong.

Additional tax, for borough purposes, authorized.

Rate.

Limitation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate authorities of the borough of Freeport, in the county of Armstrong, be and they are hereby authorized to levy and collect, for borough purposes, annually, an additional tax to that now authorized by the charter of said borough, not exceeding five mills on the dollar, in any one year, on the assessed value of taxable property, in said borough; that is, the whole tax levied for said purposes, and in said manner, shall not exceed ten mills on the dollar, in any one year.

SECTION 2. This act shall continue in force for five years only.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 692.

## An Act

To authorize the board of school directors of the borough of Mount Pleasant, in the county of Westmoreland, to borrow money for building purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the borough of Mount Pleasant, in the county of Westmoreland, are hereby authorized to borrow any amount of money, not exceeding five thousand dollars, payable at any time, not exceeding ten years from the passage of this act, and to issue bonds therefor, at a rate of interest, not exceeding seven per centum per annum, and to levy an additional building tax, to that authorized by the general school laws of this commonwealth, for building purposes, to pay said indebtedness, at such times as they may deem expedient.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 693.

## An Act

Extending the provisions of an act, approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to prevent cattle, horses, sheep, or hogs, from running at large in Bethlehem township, Northampton county," to Hanover township, in said county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to prevent cattle, sheep, or hogs, from running at large in Bethlehem township, Northampton county," be and the same are hereby extended to the township of Hanover, in said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 694.

## An Act

To repeal an act relative to the road laws, in the township of Madison, in the county of Luzerna, approved the eighth day of February, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the above entitled act be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 695.

**An Act**

To revive and continue in force the act to incorporate the Union Hall Association of the borough of Johnstown, approved March third, one thousand eight hundred and sixty.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act of assembly, approved March third, one thousand eight hundred and sixty, entitled "An Act to incorporate the Union Hall Association of the borough of Johnstown, in the county of Cambria," be and the same is hereby revived and continued in full force and effect; and the commissioners designated in the said act, or such of them as may act in pursuance of the same, shall, and may, proceed to perform the duties in said act specified, within twelve months from the passage of this act; and the first board of directors, elected in pursuance of the provisions of the fourth section of said act, shall hold office until the first Monday in January of the year next succeeding their election, and until others are chosen; and on the first Monday of January, of the year succeeding the original organization of the association, by the election of the first board of directors, and annually thereafter, the stockholders shall elect directors for the year ensuing, in the manner prescribed in the fifth section of the said act of March third, one thousand eight hundred and sixty.

Act of incorporation revived.

Commissioners.

Powers and duties.

Directors, election and term of office of, relative to.

Annual election

**SECTION 2.** That the capital stock of said association shall be and is hereby increased to sixteen hundred shares, of twenty-five dollars each.

Increase of capital.

**SECTION 3.** That so much of any act of assembly as is inconsistent with the provisions of this act, be and the same is hereby repealed.

Repeal.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 696.

## A Further Supplement

To an act to authorize the governor to incorporate the Susquehanna Canal Company, approved April fifteenth, Anno Domini one thousand eight hundred and thirty-five.

Preamble.

WHEREAS, It is the opinion of divers persons along the Susquehanna river, that the supply of fish can be abundantly increased, by making additional passage-ways in the dams of the companies in said river, by means of steps, schutes, or sluices, and as the main dam of the Susquehanna Canal Company is the lowest one down in the said river, where the experiment of the said new passage-ways, for fish, can best be tested :

*And whereas, The Susquehanna Canal Company, by a recent remission of a part of its indebtedness to the state of Maryland, has been put in such condition as will enable it to enlarge its canal, and resume the payment of interest to its bondholders, thus increasing its efficiency and usefulness ; therefore,*

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Sluice-ways, for passage of fish, relative to construction of.

That in order to enable the Susquehanna Canal Company to construct proper sluice-ways, for the free passage of fish, in the dam, or dams, owned by said company, at Columbia and Safe Harbor, in compliance with the provisions and requirements of an act of assembly, entitled "An Act relating to the passage of fish in the Susquehanna river, and certain of its tributaries," approved March thirtieth, one thousand eight hundred and sixty-six, and in consideration thereof, the said Susquehanna Canal Company shall have the right to raise their feeder-dam, not exceeding three feet, if they shall find it necessary to do so, in the enlargement of their canal ; but they shall not be required to re-build, or raise, any other than said feeder-dam.

Company authorized to raise feeder-dam, &c.

Resumption of payment of interest, on certain bonds, relative to.

SECTION 2. That with a view to the resumption of the payment of the current interest on its coupon bonds, the said company is hereby authorized to fund its over-due coupons, and those which shall fall due prior to the period of its resumption, in six per cent. bonds and scrip of the said company, and resume payment of the interest on its entire bonded debt on the first day of January, one thousand eight hundred and sixty-seven, or as soon thereafter as the said company shall find its resources will justify it in so doing ; and inasmuch as the said coupons are held by numerous unknown persons, to whom special notice cannot be given, the said company shall advertise their purpose so to fund the said coupons for a period not less than sixty days, in newspapers published in Philadelphia, Lancaster, Harrisburg and Baltimore, notifying the holders of the said coupons to bring them in to be funded, or to signify,

Notice to coupon holders, how to be given.

Funding of coupons, relative to.

in writing, that they are not willing so to fund them ; and all holders, who shall not have so signified their dissent, shall be taken to have assented, and bonds, or scrip, shall be prepared and issued, and the interest set apart, as it may accrue for the benefit of said holders ; but those holders who expressly dissent shall occupy no better position, with reference to the company, or to those who do assent, than they would have occupied if no one had assented.

Holders not signifying dissent, to be taken to have assented, &c.

Position of holders who expressly dissent.

SECTION 3. That the sixth section of the act, approved the seventeenth of April, one thousand eight hundred and sixty-one, entitled "An Act for the relief of the bondholders of the Susquehanna Canal Company," be and the same is hereby affirmed ; and the trustees, under the deed therein mentioned, are hereby authorized and required, when the resumption herein provided for shall have taken place, to re-convey the property conveyed by said deed, to the said Susquehanna Canal Company, freed and discharged from the said trust.

Certain provisions affirmed.

Powers and duties of trustees.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 697.

## An Act

To prevent the hunting of deer, with dogs, in Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act relating to hunting deer, with dogs, in the counties of Adams, Berks, Franklin and Fulton," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and fifty-nine, be and the same are hereby extended to the county of Northumberland.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 698.

**An Act**

To incorporate the Pittsburg and Yuba River Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Finlay, W. B. Brickell, B. L. Hill, Samuel Duff, B. B. Coursin, H. R. Payson and W. W. Martin, be and they are hereby created a body politic, by the name, style and title of the Pittsburg and Yuba River Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of acquiring, receiving and granting, in its corporate name, property, real, personal and mixed, and of holding and improving lands in any state, or territory, of the United States, west of the Mississippi river, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine such land, or any part thereof, and to erect houses and such other buildings, improvements and works, as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work the same, and to transport to market, and dispose of the products of all such lands, mines and works, as they may deem proper, and make such division of profits as the by-laws may prescribe, as to time, amount and manner of payment.

**SECTION 2.** That said company shall have a common corporate seal, and the same to alter at pleasure, and shall represent their capital stock by shares and issue certificates therefor, in the manner prescribed by the by-laws; that said capital stock shall be two hundred and fifty thousand dollars, with the privilege of increasing the same to one million of dollars; and the par value of shares shall be one hundred dollars each; that the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed: *Provided*, The by-laws shall not be contrary to the constitution and laws of the United States, or of this commonwealth.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

Corporators.

Title.

Privileges.

May hold lands,  
&c.

Mining privileges.

Buildings.

Seal.

Capital stock.

By-laws.

Proviso.



No. 699.

## An Act

To authorize an increase of road taxes, in certain townships of Potter and Northampton counties, and to increase the pay of supervisors, auditors and other township officers therein.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the supervisors of the townships of Hector, Genesee, Wharton and Pike, in the county of Potter, and of Bethlehem township, in Northampton county, are hereby authorized to levy an additional road tax, not exceeding one per cent. on the dollar, upon all property, taxable for county purposes; which said additional tax shall be expended in mending, or repairing, the highways, in said townships. Additional road tax authorized.

**SECTION 2.** Hereafter each supervisor, in the county of Potter, shall be allowed, in the settlement of his accounts, a sum not exceeding one dollar and fifty cents, for each day he shall be necessarily employed, in discharging the duties of his office; and the same pay shall be allowed to all other township officers, in said county of Potter, entitled to daily compensation; and the same pay shall be allowed to those who work on the roads. Compensation of supervisors.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 700.

## An Act

Relative to the fees of witnesses, in the county of Centre.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That from and after the passage of this act the compensation of witnesses, in attendance upon the several courts of the said county of Centre, shall be one dollar per diem.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 701.

## An Act

For the assessment and levying a tax, in Lehigh township, Northampton county, and Lowhill township, Lehigh county, for the payment of bounties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Payment of certain bounties, &c., and taxes levied therefor, legalized.

That all moneys paid and taxes levied, notes, bonds, or other evidences of indebtedness, issued, or given, by the school directors, or other legally constituted authorities, of Lehigh township, Northampton county, for the payment of bounties, of any amount whatsoever, to volunteers, and persons furnishing substitutes, be and the same are hereby legalized and made valid; and they are hereby authorized to levy and collect a tax, in the manner now provided for by the general bounty laws of this commonwealth, for the payment of said indebtedness, and the necessary costs and expenses attending the same: *Provided*, That a *per capita* tax of five dollars be annually assessed, levied and collected from each male inhabitant of said township, until said indebtedness is paid: *And provided further*, That all persons, who shall have furnished a substitute, or paid the commutation money, shall be exempt from the payment of said poll tax: *And provided further*, Said taxes shall not be collected from persons, who had been in the military service of the United States, and honorably discharged therefrom.

Proviso.

Proviso.

Proviso.

SECTION 2. That the taxes assessed and levied, by the school directors of Lowhill township, Lehigh county, on the sixth day of June, Anno Domini one thousand eight hundred and sixty-four, for the payment of moneys expended by said school directors, in relieving said township from the draft then ordered, be and the same is hereby legalized and made valid : *Provided*, That the surplus, if any, of said tax, shall be paid to the board of school directors of the proper township, for school purposes.

Certain tax, levied by school directors of Lowhill township, legalized.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 702.

## An Act

To regulate the fees of the county treasurers of Luzerne and Clearfield counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the fees of the county treasurers of Luzerne and Clearfield counties, on unseated lands, shall be as follows :

Fees of county treasurer on unseated lands.

Advertising each tract of land, including printer's charges, one dollar.

Selling each tract, or part thereof, as the case may require, fifty cents.

Writing and signing every deed, two dollars.

Acknowledging every deed, fifty cents.

Writing and filing every bond, to secure the purchase money, fifty cents.

SECTION 2. The treasurers of said counties shall be entitled to charge, in addition to the fees above named, the requisite amount for payment of any internal revenue stamp, that may be required, by act of Congress, to be used on instruments executed by him.

Additional charge for revenue stamps authorized.

SECTION 3. That the fees to be allowed to said treasurer, on licenses, and issued by him, shall be as follows :

Fees on licenses.

Mercantile licenses, one dollar and fifty cents.

Restaurants, one dollar.

Brokers, fifty cents.  
 Brewers, fifty cents.  
 Distilleries, fifty cents.  
 Billiard saloons, fifty cents.  
 Ten-pin alleys, fifty cents.  
 Patent medicines, fifty cents.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 703.

## An Act

Regulating the fees of district attorney, in the county of Bradford, in the court of quarter sessions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Fees of district attorney, regulated.

That in lieu of the fees now provided for, by law, in said court, the district attorney of the county of Bradford, of this commonwealth, shall receive, respectively, for,

First. Drawing indictment, and prosecuting every offence indictable only in the quarter sessions, seven dollars.

Second. A bill for an offence, indictable only in the quarter sessions, and returned *ignoramus*, five dollars.

Third. Case settled by leave of court, five dollars.

Fourth. Every case of surety of the peace, five dollars.

County to pay officers' costs in all criminal prosecutions.

SECTION 2. That from and after the passage of this act the county of Bradford shall pay all legal costs of the officers of the courts of quarter sessions, including the fees of district attorney, in all criminal prosecutions, in said county, whether of misdemeanor, or felony.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 704.

## An Act

To increase the pay of county commissioners and auditors of Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Washington shall receive three dollars per day for every day actually employed in the discharge of the duties of their office, to commence on the first of January, one thousand eight hundred and sixty-six: *Provided,* That the said commissioners shall not charge for more than two hundred days each, in any one year; and that the auditors of said county shall, each, receive three dollars per day for every day necessarily employed in the discharge of their duties.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 705.

## An Act

To protect fish, in Susquehanna, Luzerne, Wyoming, Clearfield and M'Kean counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person, or persons, to take, catch, or kill, any trout, in any of the streams, lakes, or parks, within the counties of Susquehanna, Luzerne, Wyoming, Clearfield and M'Kean, and between the first day of August and the first day

of March ; and any and every person, so offending against the provisions of this act, shall, upon conviction thereof, forfeit and pay a sum, not less than five nor more than twenty-five dollars, to be recovered as debts of like amount are now recoverable ; one-half of said amount to go to the use of the informer, who is hereby made a competent witness, and the other half to the use of the township wherein the offence was committed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 706.

## An Act

For the protection and killing of game, and insectivorous birds, in certain counties in this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person, within the counties of Chester, Schuylkill, Montgomery, Delaware, Lancaster, Mifflin, Northampton, Allegheny, Lehigh, Lawrence and Philadelphia, to shoot, kill, or in any way trap, or destroy any bluebird, swallow, martin, or other insectivorous bird, at any season of the year, under the penalty of two dollars.

Destruction of insectivorous birds prohibited.

Killing of pheasants, woodcock, &c., during certain seasons, prohibited

SECTION 2. That from and after the passage of this act no person shall shoot, kill, or otherwise destroy, any pheasant, between the first day of January and the first day of September ; or any woodcock, between the first day of January and the fourth day of July ; or any squirrel, between the first day of January and the fifteenth day of August ; or any partridge, or rabbit, between the first day of January and the first day of October, in the present year, and in each and every year thereafter, under the penalty of five dollars for each and every offence.

Purchase of game out of season, prohibited.

SECTION 3. That no person shall buy, or cause to be bought, or carry out of said counties, for the purpose of supplying any private, or public, house, or market, any pheasant, partridge, woodcock, or rabbit, unless the same shall have been shot, or

taken, in the proper season, as provided for in this act, under a penalty of five dollars for each and every offence.

SECTION 4. That no person shall at any time wilfully destroy the eggs, or nests, of any birds, mentioned in the different sections of this act, within said counties, under a penalty of two dollars for each and every offence. Destruction of birds' nests, &c, prohibited.

SECTION 5. That the possession of any person, in said counties, of any of the game and birds, mentioned in the different sections of this act, shot, killed, or otherwise destroyed, out of season, as aforesaid, shall be *prima facie* evidence to convict under this act. Possession to be *prima facie* evidence, &c.

SECTION 6. That any person offending against any of the provisions of this act, and being thereof convicted, before any alderman, or justice of the peace, aforesaid, or by the oath, or affirmation, of one, or more, witnesses, shall, for every such offence, forfeit the fine, or fines, attached to the same, one-half to the use of the county, and the other half to the use of the informer; and if the offender shall refuse to pay the said forfeiture, he shall be committed to the jail of the county, for every such offence, for the space of ten days, without bail, or mainprise: *Provided however*, That such conviction be made within sixty days after the committing of the offence; and all laws, inconsistent herewith, so far as they relate to said counties, are hereby repealed. Fines. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 707.

## An Act

For the protection of farmers against the ravages of wild cats, in the counties of Dauphin, Clarion and Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passing of this act, any person, or persons, who shall kill any wild cat, within the bounds of Dauphin, Clarion and Lycoming counties, and who shall produce the skin of such wild cat, before any justice of the peace of the proper county, it shall be the duty of said justice to ex-

amine said person, or persons, on oath, or affirmation, touching the time when, and place where, such wild cat was caught and killed, and if the place of such catching and killing, shall be found to be within the bounds of the proper county, it then shall be the duty of such justice to give such person, or persons, a certificate of the facts, to the commissioners of the proper county, who shall draw their order, for five dollars, on the county treasurer of the proper county, for each and every wild cat so as aforesaid killed; and it shall be the duty of said treasurer, and he is hereby directed, to pay the amount of said order, out of the money in the treasury, appropriated for county purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 708.

## A Supplement

To an act to prevent cattle, horses, sheep and hogs from running at large, in the county of Delaware, extending the same to Lebanon county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to prevent cattle, horses, sheep and hogs from running at large, in the county of Delaware, approved the twenty-second day of February, Anno Domini one thousand eight hundred and sixty, be and the same are hereby extended to the county of Lebanon: *Provided,* That in cases of persons, whose real and personal estate, or property, does not exceed the sum of three hundred dollars, in the whole, and who own no more than one cow and two sheep, the provisions of this act shall not apply to such cattle and stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 709.

## An Act

Changing the time of holding the several courts of the Seventeenth judicial district, and of the county of Indiana.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the first day of May next, the terms of the several courts of the county of Butler shall commence as follows : On the first Monday of March, the first Monday of June, the fourth Monday of September and the third Monday of November ; and in the county of Lawrence, on the second Monday of February, the second Monday of May, the second Monday of September and the second Monday of December ; and in the county of Indiana, the December term of the several courts in said county shall commence on the third Monday of December ; and all laws, or parts of laws, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 710

## An Act

Relating to bounty taxes, in the township of Jackson, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That every person, in the township of Jackson, in Susquehanna county, who was drafted into the service of the United States, in the year Anno Domini one thousand eight hundred and sixty-three, and who paid a commutation of three hundred dol- Exemption.

lars, to the United States, is hereby exempt from the payment of any further taxes for bounty purposes.

Certain provisions repealed.

Proviso.

SECTION 2. That the fourth section of the act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, be and the same is hereby repealed, so far as the same relates to the township of Jackson, Susquehanna county: *Provided*, Said tax shall be levied, subject to the act exempting persons, who have been in the military service of the United States, from bounty tax and military fines, approved one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 711.

## An Act

To increase the compensation of the county commissioners, auditors, jurors, assessors, witnesses and supervisors of Indiana county, and to authorize the collection of road taxes, in Burrell township, in said county, in money.

Compensation of certain officers increased.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners, auditors, jurors, assessors, witnesses and supervisors of Indiana county shall, from and after the first day of March, Anno Domini one thousand eight hundred and sixty-six, receive, out of the funds in the treasury of said county, twenty per cent. additional to the present per diem, for each and every day actually and necessarily employed in the discharge of the duties of their respective offices; said law to continue in full force for one year; and all laws, inconsistent with this, be and the same are hereby repealed.

Road tax in Burrell township, collection of, relative to.

SECTION 2. That the supervisors of Burrell township, Indiana county, shall give notice to all persons rated for road taxes, by advertisements, or otherwise, to attend at such time and place as the supervisors may direct, so as to give such persons full opportunity to work out their road taxes; should any person, or persons, neglect, or refuse, to work out their

taxes, at such times and places, the amount which shall be due of such tax shall be demanded from such tax-payers in money ; and should the same not be paid within thirty days from such demand, it shall be lawful for the supervisors of such township, having first obtained a warrant, under the hand and seal of any justice of the peace of such township, to levy the same, by distress and sale of the goods and chattels of such delinquent, giving ten days' public notice of such sale, by written, or printed, advertisement.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 712.

## An Act

To authorize school directors of any ward, borough, or township, in Allegheny county, to assess the amount necessary to close up bounty taxes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of any ward, borough, or township, in Allegheny county, are hereby authorized, at their discretion, to assess, during the present year, whatever amount of bounty tax may be necessary to pay off the entire bonds outstanding, issued to fill up the quota of said ward, borough, or township, during the late rebellion ; this tax to be collected in the usual manner : *Provided*, The said tax shall be levied and collected subject to the provisions of an act exempting persons, who have been in the military service of the United States, and have been honorably discharged therefrom, from payment of bounty tax and militia fines, approved one thousand eight hundred and sixty-six.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 713.

*An Act*

To legalize the action of the supervisors, in Westfield township, Tioga county, relating to bounty bonds, and to increase the tax for the collection of the same.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Bounty tax authorized.

That in the present, and each succeeding year, until the year one thousand eight hundred and sixty-eight, inclusive, the supervisors of Westfield township, Tioga county, are hereby authorized to levy a bounty tax on all the property of said township, liable to taxation, not exceeding three per cent., for the purpose of paying the bounty bonds of said township.

Certain proceedings legalized.

*SECTION 2.* The action of said supervisors, relating to the collection of said bonds, are and the same is hereby made legal and valid: *Provided,* The said tax shall not be collected from persons, who have been in the military service of the United States, and have been honorably discharged therefrom.

Provide.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 714.

*An Act*

Relative to vagrants in the county of Franklin.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Vagrants, relative to.

That from and after the passage of this act it shall not be lawful for any mayor, alderman, or justice of the peace, in the



county of Franklin, to commit any person, or persons, as vagrant, or vagants, to the common jail of said county, except upon the oath, or affirmation, of one, or more, creditable citizen, or citizens, of said county.

SECTION 2. That hereafter all fees to be received by any mayor, alderman, or justice of the peace, in the borough of Chambersburg, in any vagrant case, shall be twenty-five cents, and no more.

SECTION 3. That all fees to be received, by any constable, in the borough of Chambersburg, in any vagrant case, shall be as follows: For arresting and bringing before a mayor, alderman, or justice of the peace, and conveying to jail, twenty-five cents, with mileage heretofore allowed, by law, only when the distance traveled shall exceed one mile.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 715.

## An Act

Authorizing the levy of an additional bounty tax, in the township of Gregg, county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Gregg township, Centre county, be and are hereby authorized to levy and collect an additional bounty tax, not exceeding the rate of two per centum on the last adjusted valuation of said township, to make up the deficiency in their amount of taxes, in paying such excess of bounty as aforesaid, with power to collect the same as other bounty taxes are now collected.

SECTION 2. That all assessments of taxes heretofore made by said supervisors, for the purpose of enabling them to raise funds for the payment of bounties to volunteers, as aforesaid, are hereby legalized and made valid: *Provided,* That said tax shall not be collected from officers and soldiers who may now be in the volunteer service of the United States, or who

## LAWS OF PENNSYLVANIA,

may have been in said service, and have been honorably discharged from said service.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 716.

## An Act

To authorize the school directors of Upper Dublin school district to sell a certain school house.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That John Gamble, Andrew J. Hines, Wilkin Hobensack, Charles Gilbert, Charles Burk and Joshua Y. Jones, the common school directors of the Upper Dublin school district, in the county of Montgomery, or their successors in office, are hereby authorized and directed to sell, at public sale, a certain school house, and lot of ground, on which the same is erected, named the eastern school house, situate in said school district, and to convey the same by deed, in fee simple, to the purchaser thereof, and appropriate the proceeds thereof to the building, or repairing, of school houses, or common school purposes, of said school district.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 717.

## An Act

To incorporate the Johnstown Water Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Daniel J. Morrell, John Lowman, Cyrus L. Pershing, John Dibert, Lewis Plitt, Conrad Suppes, A. Kopelin, John P. Linton, Daniel M'Laughlin, David Dibert, C. P. Frazer, John Geis, William H. Rose, Howard J. Roberts, Charles Unverzacht, Jacob M. Campbell, George Fritz, Alexander Hamilton, James Potts, James P. M'Conaughy, John Campbell, Samuel J. Royer, John Crouse, George S. King, John F. Barnes, H. D. Woodruff, James M. Swank, David Hamilton, Albert Brindle, George M'Lane, Charles B. Ellis, Wesley J. Rose, John P. Pringle, Evan Roberts, Joseph Layton, C. Sheridan, L. B. Cobick, Hugh Bradley, Jacob Fronheiser, John Benton, Jacob Horner, Jacob Levergood, George W. Easley, William Caldwell, John Parke, William M'Pherson, Henry Walters, Thomas Gore, John J. Murphy, George W. Osborn, A. J. Hawes, John S. Buchanan, James Morley, F. W. Hay, Joseph Menser, John Ryan, A. M. Gregg, Evan Lewis, Stephen Conwell, B. L. Agnew, C. H. Jackson, M. W. Keim, Adam Fockler, William Byram, Ebenezer James, David Davis, R. S. David, M. Davis, W. B. Bonacker, Jared Williams, John W. Wehn, James Purse, Jacob Fend, Andrew Yeagley, Cyrus Elder, William C. Lewis, P. M. Garvey, William Flattery, John Cox, R. H. Canan, R. A. Fink, A. J. Hartsock, be and they are hereby appointed commissioners, who, or any five of whom, are hereby authorized to establish a water company, by the name, style and title of the Johnstown Water Company, for the purpose of introducing, from some convenient source, a sufficient supply of pure and wholesome water, into the boroughs of Johnstown, Conemaugh, Millville, Prospect, Cambria and the vicinity.

*SECTION 2.* The said company shall have a capital stock of one hundred and fifty thousand dollars, to be divided into shares, of one hundred dollars each; and the said company shall have the right to increase the capital stock, from time to time, to two hundred and fifty thousand dollars, as the managers of said company may deem necessary.

*SECTION 3.* The said company shall be organized and managed as provided by the act, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and be subject to all the restrictions and

provisions, and have and enjoy all the rights and privileges, contained in said act.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 718.

## An Act

Authorizing an additional notary public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor of this commonwealth is hereby authorized and empowered to appoint an additional notary public for the county of Allegheny, who shall reside, and have his office, in the borough of Lawrenceville, in said county.

SECTION 2. The said notary public shall hold his office for the term, and subject to the requirements, prescribed by existing laws.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 719.

**An Act**

Relating to restaurants and beer-houses, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "A further supplement to an act to regulate the sale of intoxicating liquors," approved the second day of April, Anno Domini one thousand eight hundred and sixty, be and the same are hereby extended to the county of Mercer; and all acts and parts of acts now in force, in said counties, inconsistent herewith, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 720.

**An Act**

Repealing section fourth of a supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, so far as the said section applies to Clinton township, Wyoming county.

WHEREAS, In filling the quotas assigned to Clinton township, in Wyoming county, under the calls of the President of the United States for volunteers, said township became indebted and issued bonds therefor:

*And whereas,* The citizens of said township, are desirous of levying a tax, to meet the payment of said bonds when they become due; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the fourth section of the act, entitled "A supplement to an act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, so far as the said section applies to Clinton township, Wyoming county, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 721.

## An Act

Relating to the collection of a bounty tax, in Conewago township, Dauphin county.

WHEREAS, Prior to the filling of the quota of Conewago township, Dauphin county, under the last call of the President of the United States, a large majority of the taxable inhabitants of said township signed an agreement, authorizing the payment of so much bounty as might be necessary to fill said quota, and promising to pay whatever taxes might be necessary, to refund the money, expended for that purpose:

*And whereas,* The school directors of said township did fill said quota, and have laid a bounty tax to refund the money so expended :

*And whereas,* A few of the tax-payers deny the right of said school directors to levy and assess said tax, and refuse to pay the same ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bounty tax laid by the school directors of said township, as aforesaid, be and the same is hereby legalized and made valid, and the same shall and may be collected, by the proper authorities aforesaid, in like manner as if previous authority had existed, by law, for the levying and collecting thereof: *Provided,* That said tax shall not be collected from officers and soldiers who may now be in the volunteer service

of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 722.

## An Act

Authorizing the sheriff of Chester county to hold all sales of real estate, made by him, at the court house, in the borough of West Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sheriff of the county of Chester is hereby authorized to hold all sales of real estate, made by him, at the court house, in the borough of West Chester, in said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 723.

*An Act*

To improve Tenth street, in the city of Erie, and to change the width of the road-way, in said street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the mayor and select and common councils of the city of Erie be and they are hereby authorized and required to lay out and establish Tenth street, in said city, with a road-way in the centre thereof, forty feet wide, a side-walk on each side thereof, ten feet wide, and to cause the intermediate spaces between the side-walks and road-way, to be properly prepared for planting with trees and shrubbery, and laid out with suitable and convenient pathways through and across the same, for the streets running at right angles with Tenth street, and for the several persons, respectively, living upon said street, conveniently to pass and re-pass, on foot, and with necessary and proper teams and vehicles, between the side-walks and road-way, and to and from their respective dwellings and out-buildings.

Laying out  
Tenth street au-  
thorized.

Lot owners may  
plant trees, &c.

SECTION 2. As soon as the said street shall be established and laid out; as above provided, the several owners of lots and lands lying along and adjoining the same, may and shall, when required by the said mayor and select and common councils, plant, or cause to be planted, with trees and shrubbery, so much of the said space between the side-walk and road-way, as shall be in front of each of their several and respective lots, and on the same side of the street therewith, and not laid out as a pathway across the same, and also to cause the portion thereof, so required to be planted with trees and shrubbery, to be surrounded with a railing, or a chain, supported by proper and sufficient posts.

Power of mayor  
and council.

SECTION 3. The mayor and select and common councils of the said city may make all orders and enactments necessary and proper to carry out the provisions of this act, and may enforce such orders and enactments, and assess and collect the cost and expenses of making the improvements provided for by this act, in the same manner that they are now authorized to enforce orders and enactments, requiring side-walks to be laid in said city, and assess and collect the cost and expense thereof.

Actions against  
trespassers.

SECTION 4. When any portion of the said strip of land, lying between the said side-walks and road-way, upon said street, shall have been surrounded with a railing, or chain, supported by proper and sufficient posts, as above provided, the person, or persons, owning the lots, or land, lying in the rear thereof, may have and maintain an action, or actions, in



the proper court, for each and every trespass that shall, or may, be committed upon, or within, the enclosure, made by such railing, or chains, and for every injury therein suffered, or committed, and for every injury to such railing, or chain, and the posts supporting the same, the same being and lying in front of his, her, or their, respective lots, or lands; and in such action, or actions, shall recover as much and the same damages Damages. as he, she, or they, might, or could, recover, for the same trespass, or injury, had the same been committed in the close of him, her, or them.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 724.

## An Act

To incorporate the Pittston Seminary.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Theodore Strong, R. D. Lacoe, Charles Law, Thomas Ford, Alva Tompkins, David Morgan, R. J. Wisner, William Law, G. M. Richart, Andrew Bryden, Abram Price, John B. Smith, George Smith, Morris Hughes, H. K. Ebert, and Benjamin Bevan, or a majority of them, and their associates and successors, be and they are hereby made and created, a body politic and corporate, in law and in fact, by the name, style and title of the Pittston Seminary, and by the same shall have perpetual succession, and may sue and be sued, have a common seal, purchase, hold and convey all lands and tenements, moneys, goods, chattels and effects, necessary for the use thereof, and immediately connected therewith, and make all needful by-laws, rules, orders and regulations, for the management of the same, not contrary to the constitution and laws of this commonwealth, or of the United States; and to take to themselves and their successors, for the use of said company, any estate in any messuages, lands, tenements, hereditaments, goods, chattels, moneys, or other effects, by gift, grant, bargain, sale, conveyance, will, devise, or bequest, of any person, Corporators.  
Style.  
Seal.  
By-laws.  
Powers and privileges.

or persons, whatsoever, and the same messuages, lands, tenements, hereditaments and estates, real and personal, to grant, bargain, sell, convey, assure, demise, and to farm, let and place out on interest, or otherwise, dispose of, or invest, for the use of said company, in such manner as the board of directors of said company may deem best, and to receive the rents, issues, profits, income and interest of the same, and to do all and every other act, matter and thing, which any other corporation, or body politic can, or may, lawfully do in the premises.

Object.

SECTION 2. The object of this association, shall be the establishment of a seminary, at the borough of West Pittston, Luzerne county, Pennsylvania, in which shall be taught, to both males and females, a course of study, consisting of the English branches, the natural sciences, the mathematics, the ancient and modern languages, the metaphysics, music, drawing and painting, and the science and art of teaching.

Capital stock.

SECTION 3. That the capital stock of the company shall be fifteen thousand dollars, to be divided into shares of twenty-five dollars each, with power to increase the said capital stock, to such an amount as may be necessary, the more fully to carry out the original educational purposes of the stockholders, not however, exceeding the amount of sixty thousand dollars: *Provided*, That there be no such increase of the capital stock, without the advice and consent of the holders of two-thirds of the capital stock first had and obtained; and the said corporation shall have power and authority to borrow money, not exceeding in amount, at any time, the amount of capital stock actually paid in, to be secured by bonds and mortgages of the real estate and franchises of the corporation.

Proviso.

Directors.

SECTION 4. The interests of the said corporation shall be under the management and direction of nine directors, to be elected by the stockholders, annually, on the first Wednesday of May; two-thirds of said directors shall constitute a quorum, for the transaction of business; in voting for directors, or in voting upon any question referred to the stockholders, each stockholder shall be entitled to one vote for every share of stock held and owned; the first election of directors may be held at any time, after the passage of this act, ten days' notice thereof having been given, in a public newspaper, in the county of Luzerne, and the directors, so elected, shall hold office until the annual election of directors, on the first Wednesday of May, one thousand eight hundred and sixty-seven.

Annual election.

Votes.

First election.

Notice.

Term of office.

Organization.

President, secretary and treasurer.

Bond.

Seal.

SECTION 5. The directors elect shall, on the Wednesday following their election, meet and elect one of their number president, and another secretary; they shall also elect a treasurer, who may be one of their number, and shall be a stockholder, who, before entering upon the duties of his office, shall give bond, with two sureties, for the faithful performance of his duties, to be approved by the board of directors.

SECTION 6. The said board of directors shall cause to be made, for their use, one common seal, with such device, or devices, and inscriptions, thereon, as they shall deem proper, by and with which all deeds, certificates, and acts of the said cor-

poration shall be authenticated, and the same seal at pleasure break, alter, or renew; the said board shall meet, semi-annually, on the first Wednesdays of May and November, in each and every year, and at such other times as the president shall appoint, and shall have power, and they are hereby authorized, to make and enact by-laws and ordinances, for the government of the said seminary and corporation, the finances, electing and appointing the president, and members of the board of instruction, fixing their salaries, removing them for misconduct, breaches of the by-laws, or other causes, which shall be deemed sufficient, appoint committees of their own board, and generally to determine all matters and things pertaining to the conduct of the business of the company and seminary, whether the same be herein particularly mentioned or not.

Semi-annual meeting.

By-laws.

Appointments, salaries, &amp;c.

SECTION 7. That the said corporators, herein named, or a majority of them, are hereby authorized, immediately after this act becomes a law, to open books, and enter therein as follows: We, whose names are hereunto subscribed, do promise to pay, to the directors of the Pittston Seminary, the sum of twenty-five dollars, for each and every share of stock set opposite to our respective names, in such manner and proportions, and at such time, or times, as shall be required by said directors; and shall thereupon proceed to receive, at present, and until otherwise determined by a majority of the directors, for the time being, subscriptions for the capital stock of said corporation, payable at such times and places, and in such instalments, as they may deem advisable; and it shall be lawful for any person, or persons, body politic, or corporate, to subscribe for as many shares as he, she, or they, may think proper.

Subscriptions to capital, relative to.

SECTION 8. No misnomer of the said corporation shall defeat, or annul, any gift, grant, demise, or bequest, to, or from, said corporation.

Misnomer not to defeat gift.

SECTION 9. It shall be lawful for the board of instruction of said seminary, by and with the advice and consent of the said board of directors, to confer the degrees of Bachelor of Arts, Master of Arts, and such other certificates, or diplomas, of proficiency in the arts, sciences, and other acquirements in literature, as to them shall seem proper.

Degrees and diplomas.

SECTION 10. All meetings of the stockholders, for the election of directors, shall be published for two weeks preceding said meeting, in some weekly paper in the county of Luzerne; a meeting of the stockholders may be called at any time, either by the president, or six stockholders; all meetings of the stockholders shall be held in the seminary building, as soon as said seminary shall have been built, and opened for students.

Stockholders' meeting.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 725.

## A Supplement

To the act revising the charter of the municipal corporation of the city of Reading, approved April twenty-sixth, one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Sale and conveyance of real estate authorized.

That the board of controllers of the Reading school district, shall, by a majority vote of said board, have power to sell and convey any real estate owned by said school district; and the president of said board is hereby empowered to execute the necessary deeds to effect said sale and conveyance.

Superintendent of school district may be appointed.

**SECTION 2.** That the said board of controllers shall, by a majority vote, have power to appoint a superintendent, for said school district, with power to make said superintendent secretary of said board; and to pay said superintendent such salary as may be agreed upon.

Salary.

Annual statement of school taxes to be placed in hands of school treasurer.

**SECTION 3.** That after the first day of January, in each and every year, a correct and detailed statement of the school taxes, due upon real estate, shall be placed in the possession of the school treasurer, who shall cause said taxes upon real estate, remaining unpaid, to be registered in the name of the Reading school district, and against the person, or persons, charged in the duplicates, with the same, or if any property has been transferred, upon which said tax has been assessed, against the person, or persons, who may have become the owner, or owners, of such property, in the office of the prothonotary, of the county of Berks, who shall keep a separate book, for that purpose, to be called the register of school taxes; and all taxes so registered, shall be, and continue to be, liens on the real estate, upon which they have been assessed, for the term of five years; the prothonotary shall be allowed and paid, as in the case of city taxes; after the first day of August in each and every year, the said board shall elect a tax collector, or collectors, to collect the taxes which remain unpaid, of tenants and single freemen, after the said first day of August, in each and every year, who shall, on the delivery of the duplicate, or duplicates, to him, or them respectively, proceed to collect the amount of such duplicate, or duplicates, from the persons therein respectively charged; and for which purpose, he, or they, shall have all the power and authority, as is now provided, by law, for the collection of state and county taxes.

Duty of school treasurer.

Taxes to be registered.

Duty of prothonotary.

Registered taxes to be liens upon real estate.

Fees of prothonotary.

Appointment of collectors.

Their duties.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 726.

**An Act**

To incorporate the Odd Fellows' Temple Association of the borough of Ashland, in the county of Schuylkill.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Washington Reifsnnyder, George H. Helfrich, James R. Cleaver, James Doriden, Paul Paul, Isaac Burkhart, Lewis Bush, Jeremiah F. Price and Albion P. Spinney, and their successors, and all persons who now are, or may be hereafter, associated with them, be and they are hereby erected and created a body politic, in deed and in law, by the name, style and title of the Odd Fellows' Temple Association of the borough of Ashland, in the county of Schuylkill, and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law, or equity, or elsewhere, and shall be capable, in law and equity, to take and hold, to them and their successors, either by grant, gift, devise, bargain, sale, or lease, any lands, houses, or real estate; and also to take and hold, for the use of said association, any goods and chattels, sum, or sums, of money, by gift, grant, bargain, sale, will, devise, bequest, or otherwise, from any person, or persons, whatsoever, capable of making the same; and the same, at their pleasure, to grant, bargain, sell, for the use of said association; and generally to do all and singular the matters and things which shall be lawful for them to do, for the well being and due management of the affairs of said association: *Provided*, The real estate of said association shall not exceed the net yearly income of ten thousand dollars.

Corporators.

Name.

Privileges.

Proviso.

**SECTION 2.** That the object of said association shall be to provide, erect and furnish a hall, or suitable building, or buildings, in said borough, for the accommodation of the Independent Order of Odd Fellows and beneficial association established, or to be established, there, as well as suitable for public and business purposes generally.

Object.

Building.

**SECTION 3.** That it shall and lawful for the said corporation to have a common seal, and the same, at will and pleasure, to change, alter and renew, as they shall think proper, and shall have and exercise all the rights, privileges and immunities necessary for the purposes of the corporation, hereby constituted and as herein expressed.

Seal.

**SECTION 4.** That the capital stock of said association shall be twenty-five thousand dollars, (which capital stock may, at any time, by a majority of the votes of the stockholders in said corporation, be increased to any sum, not exceeding forty thousand dollars,) to be subscribed for, in shares of twenty-five dollars each, to be paid in instalments, of such amounts

Capital stock.

Increase.

Amount.

Shares.

Subscriptions.	and at such times, as the board of directors hereinafter provided for shall prescribe; and the parties herein named are hereby empowered and authorized to open books and receive subscriptions, for stock in said association; and when six hundred shares shall have been subscribed, to call a meeting of the stockholders for the purpose of adopting such laws and regulations as may be expedient and necessary for the well being and government of the association.
Meeting of stockholders. By-laws.	SECTION 5. That in all elections by the stockholders in said association, each stockholder shall be entitled to one vote for each share of stock he may hold in his own right, or as trustee for others.
Votes.	SECTION 6. That the government of the same, the Odd Fellows Temple Association, and the management and disposition of its affairs and property, shall be vested in a board of nine directors, who shall be elected by the stockholders, on the second Monday in May of each year, to serve for one year, and until their successors shall be elected; and at the first meeting of the directors, after their election in each year, they shall elect a president, secretary and treasurer.
Management.	SECTION 7. Certificates of stock of said corporation shall be issued to the subscribers for the number of shares, by them, subscribed, signed by the president of the board of directors and by the treasurer of said corporation, countersigned and registered by the secretary, and sealed by the common seal of said corporation, which stock shall be transferable, in person, or by attorney, executors, administrators, guardians, or trustees, under such regulations and restrictions as may be provided by the by-laws; all leases and agreements of lease, of any part of the property of said corporation, shall be signed by the president and secretary of said corporation, and sealed by its seal.
Directors. Annual election. Officers.	SECTION 8. That dividends of so much of the profits of the corporation, as shall appear advisable to the directors, shall be declared and paid to the stockholders, or their representatives, at such time and places as may be provided by the by-laws.
Certificates of stock.	SECTION 9. That any lessee of the restaurant room, in the building to be erected by said corporation, who may have obtained an eating-house license, shall have the right and privilege to sell spirituous and vinous liquors, by paying the usual hotel license thereof.
Transfers.	SECTION 10. That the directors shall have power and authority to make by-laws conformable to this charter, and not in violation of the laws of the United States, or of this commonwealth.
Agreements, &c., how executed.	
Dividends.	
Lessee of restaurant room may take out license, and sell spirituous liquors.	
By-laws.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 727.

**An Act**

To prohibit the issuing of licenses within the borough of Freeport, in the county of Armstrong, or within two miles of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* Licenses to sell That from and after the passage of this act no license shall be liquors in, or issued to any person, or persons, to sell spirituous, vinous, malt, within two or brewed, liquors, for drinking purposes, within the limits of miles of, Free- the borough of Freeport, in the county of Armstrong, or with- port, prohibi- in two miles of the same. ted.

SECTION 2. That if any person, or persons, shall, for the Penalty for vio- purposes aforesaid, sell any spirituous, vinous, malt, or brewed, lating provi- liquors, as aforesaid, after the passage of this act, within the sions hereof. limits aforesaid, he, or she, upon conviction thereof, shall be fined, in a sum of not less than fifty dollars, nor more than two Second offence. hundred dollars; and upon a second conviction thereof, in addition to the fine already imposed, shall undergo an im- Imprisonment. prisonment, in the county jail, for a period of not more than three months: *Provided however,* That persons who are al- Proviso. ready licensed to sell said vinous, spirituous, malt and brewed liquors, as aforesaid, within the limits aforesaid, shall not be prevented from selling the same, until after the expiration of their licenses: *And provided also,* That manufacturers of do- Proviso. mestic wines shall not be prohibited from selling the same, in quantities of not less than one pint: *Provided further,* That Proviso. the provisions of this act shall not apply to the county of Westmoreland: *Provided further,* That the provisions of this Proviso. act shall extend into and over the county of Butler, a distance of three miles from said borough of Freeport.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 728.

## An Act

To authorize the overseers of the poor of Rush township, Northumberland county, to levy and collect additional tax for bounty purposes.

WHEREAS, Under the call of the President of the United States, issued the eighteenth day of July, Anno Domini one thousand eight hundred and sixty-four, for five hundred thousand men, to serve in the army of the United States, the township of Rush, in Northumberland county, Pennsylvania, was required to furnish men, as the quota of said township, under said call :

*And whereas*, At a public meeting of the citizens of said township, it was resolved that the requisite sum, to pay the bounties required to procure men to fill said quota, be raised by voluntary contributions and by taxation, in order that the inhabitants of said township might be exempt from liability to a draft under said call :

*And whereas*, The committee appointed, at said meeting, to carry said resolution into effect, did procure the requisite number of men to fill said quota, and cause the same to be put into the military service of the United States; but in order to obtain said men were required to pay a larger bounty than by the acts of assembly of the twenty-fifth March, one thousand eight hundred and sixty-four, and the supplement thereto, passed March fifteenth, one thousand eight hundred and sixty-five, could be raised by taxation :

*And whereas*, The inhabitants of said township having failed to raise, by voluntary contribution, the moneys necessary to make up the deficiency.:

*And whereas*, The said committee, in order to carry into effect the before-mentioned resolution, and relying upon pledged faith of the inhabitants of said township, did, on their own responsibility, borrow such sum as was required to procure the requisite number of men to fill said quota :

*And whereas*, After applying all the funds raised, for said purpose, by voluntary contribution, and levying and collecting therefor such amount as could be legally raised, by taxation, under existing laws, to the re-payment of said moneys, so borrowed, there still remains a deficit of about twelve hundred and fifty dollars ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That it shall be the duty of the overseers of the poor of the said township of Rush, in Northumberland county, and they are hereby required, within thirty days after the passage of this act, to assess upon all persons and property, real and personal, within said township, subject to taxation, for county



purposes, (except as hereinafter excepted,) a bounty tax, not exceeding, in the aggregate, one thousand two hundred dollars, to be based upon and apportioned according to the latest assessment and valuation, for county purposes; which tax shall be assessed, levied and collected in like manner as county taxes are now, by law, collectable within said township: *Provided*, That all such person, or persons, as shall have served in the military service of the United States, during the late war, the widows of soldiers, who served in said war, and widows residing in said township, who shall have had one, or more, son, or sons, who served in said service, shall be exempt from taxation, for the purpose aforesaid, under this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 729.

## An Act

To prevent cattle, horses, sheep and swine from running at large in Adams township, Butler county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of August next all cattle, horses, sheep and swine found running at large, or upon the public roads, or highways, in the township of Adams, in the county of Butler, shall be considered in the character of strays, and may be taken up as such, by any person, and shall and may be disposed of, under existing laws of this commonwealth relating to strays: *Provided*, That this act shall not apply to any animals that may have escaped from their proper owners, or enclosures.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 730.

**An Act**

Authorizing and requiring the commissioners of the county of Perry to appropriate a certain sum of money, to assist in the building of a mountain road, in Toboyne township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

Authorized to  
sell at public  
out-cry the  
building of a  
certain road.  
Route.

County com-  
missioners re-  
quired to appro-  
priate a certain  
sum towards  
the construc-  
tion thereof.

Proviso.

That Thomas Campbell and Zepheniah Willbride, of Toboyne township, in the county of Perry, are hereby constituted and appointed commissioners, whose duty it shall be to sell, at public outcry, in said township, as soon as practicable after the passage of this act, the making, or building, of a public road, commencing on the state road, near E. A. M'Laughlin's tannery, in said township, and ending and connecting with the state road, at, or near, the Franklin county line, on the top of the Conococheague mountain.

SECTION 2. That the commissioners of the county of Perry are hereby authorized and required to appropriate the sum of five hundred dollars, out of any moneys in the county treasury, not otherwise appropriated, and pay the same to the commissioners named in the first section of this act, for the purpose of assisting in building, or making, said road, on the survey confirmed by the court of quarter sessions of said county of Perry: *Provided*, That the said commissioners shall not receive any compensation for carrying out the provisions of this act.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 731.

## An Act

To lay out a state road, in Schuylkill and Columbia counties.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John Anderson and Emanuel Bast, of Schuylkill county, and Michael Burns, of Columbia county, be and the same are hereby appointed commissioners, to view and lay out and mark a state road, beginning at the borough of Ashland, in Schuylkill county; and thence by the nearest and most feasible route, to East Big Mine run, at, or near, the colliery of John Anderson and company, in Conyngham township, Columbia county, having special reference to the distance of the route, surface of the country, and cost of construction.

**SECTION 2.** That it shall be the duty of the commissioners, or a majority of them, after having been duly sworn, or affirmed, before a justice of the peace, to perform all duties enjoined by this act, with impartiality, carefully to view the ground over which the road, to be laid out by them, is to pass, having due regard to a straight and easy road, for the public, with as little grade as practicable, and to mark the route agreed upon distinctly; and for fulfilling the duties enjoined upon them, by this act, the said commissioners shall be allowed one dollar and fifty cents per day, for every day they shall be necessarily employed, in performing the duties assigned them, by this act; and the said commissioners are authorized to employ a practical surveyor, at two dollars per day, two chain bearers and one axeman, at a sum not exceeding, for each, one dollar and a-half per day.

**SECTION 3.** The said commissioners shall make out a fair and accurate draft of the location of the road, noting thereon the courses and distances, and the waters, and county and township lines; one copy of which shall be deposited in the office of the secretary of the commonwealth, on, or before, the first day of January next, and one copy in the offices of the clerks of the courts of quarter sessions of the respective counties, through which the said road may pass, at the time aforesaid, or as much sooner as practicable; and from thenceforth the said road shall be a public highway, and shall be opened and repaired as all other public roads are opened and repaired, in the townships, or districts, through which said road shall pass.

**SECTION 4.** It shall be the duty of said commissioners to endeavor to procure from all persons, through whose land said road may be located, releases for all claims and damage which may arise from opening the said road; and in all case where a release cannot be obtained, it shall be their duty to assess the damages, and make report thereof, signed by as

Commissioners.

To view and lay out State road.

Route.

Commissioners to be sworn.

View.

Grade.

Compensation.

Surveyor, chain bearer and axeman may be employed.

Draft.

Copies thereof, where to be filed.

Road to be a public highway

Releases from land owners, relative to.

Damages, how assessed.

majority of them, which, with the releases, shall be returned to the court of quarter sessions of the several counties in which such damages may accrue.

Meeting of  
commissioners.

SECTION 5. That the said commissioners shall meet on, or before, the first Monday of June next, or as soon thereafter, as a majority of them shall agree upon, and complete the location of the said road as soon as practicable; and if any vacancy occurs in this commission, by resignation, refusal to act, or otherwise, it shall be filled by the remaining commissioners.

Vacancy.

Expenses of  
commission  
how to be paid.

SECTION 6. The amount required to pay the expenses of the viewing, surveying and laying out of this road, as hereinbefore provided, shall be paid by a warrant drawn by the commissioners appointed by this act, on the commissioners of Schuylkill and Columbia counties, in proportion to the amount of labor done, time spent and damages accruing in each county respectively.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 732.

## An Act

To erect an independent school district, from a part of Concord township, in Erie county, and Sparta township, in the county of Crawford.

Independent  
school district  
created.

Boundaries.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the real estate situated in the townships of Concord, Erie county, and of Sparta township, Crawford county, included within the following lines, to wit: Said independent district to be bounded on the west by the west line of land of Ezekiel Lewis; on the north, by the north line of land of William Gray, of Polly Pierce and H. A. Baker, respectively; on the east, by the east line of H. A. Baker's land; and on the south, by the south line of lands of William Adams and of A. J. Millard, respectively, (it being the same land which has belonged to sub-district number two, it being all the lands within said lines,) are hereby erected into a separate and in-



dependent school district, to be called the Cook Independent School District, with all the rights and privileges that other school districts now, or hereafter may be, entitled to, under the school laws of this commonwealth; and that the qualified voters, embraced within the boundaries of said district, shall, on the first Saturday of June, Anno Domini eighteen hundred and sixty-six, at the school house in said district, between the hours of one and six o'clock, past meridian, elect six school directors; two to serve one year, two to serve two years and two to serve three years; and annually thereafter, on the first Saturday of May, in like manner, an election shall be held, to elect two school directors for said district, to serve for three years; and A. J. Millard is hereby authorized to act as judge, and William Adams and Ezekiel Lewis as inspectors, to hold and conduct the first election, and which shall be held as other elections, for township officers, are conducted; and at said election the said qualified voters shall also elect one judge and two inspectors, for the next ensuing election; and at the said election each year thereafter, a judge and two inspectors shall be elected: *Provided*, The election officers shall be paid out of the independent school district treasury.

Name.  
Privileges.  
Election.  
Directors.  
Officers of election.  
Proviso.

SECTION 2. The judges and inspectors above appointed, and to be afterwards elected, shall give, at least, ten days' public notice of the time and place of said election, by written, or printed, handbills, put up in three of the most public places in said district.

Notice of election, how to be given.

SECTION 3. The said school directors are hereby authorized and empowered, in each and every year, at the time of making assessments for state and county purposes, in a separate book, for that purpose, to assess all property, professions, trades, occupations and persons, within said district, subject under the school laws of this commonwealth; to appoint a treasurer and tax collector for said district, and cause said taxes to be collected and applied to school purposes, in said district; said treasurer and collector shall give bail, if required; and all the aforesaid property, professions, trades, occupations and persons, shall be free from any imposition of school taxes by the directors of the aforesaid townships.

Directors authorized to lay taxes.

Treasurer and tax collector, relative to.

SECTION 4. The said Cook district shall hereafter make annual reports to the state superintendent of common schools, in the same manner as other school districts are required, by law, to make reports, and be entitled, annually, to receive its proper quota of the state appropriation to common schools; and said district shall be under the jurisdiction of Crawford county, so far as it relates to the county superintendent.

Annual reports to be made to superintendent  
Quota of appropriation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 733.

## A Further Supplement

To an act for the better security of the city of Philadelphia from dangers incident to the refining, or improper and negligent storage, of petroleum, benzine, benzole, or naphtha, approved March second, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That those persons now engaged in the business of refining petroleum, within the limits prescribed by the act, to which this is a further supplement, namely, Lemuel L. Evans, south-east corner of Front and Reed streets, in the First ward, Jacob S. Fey, south-west corner of Thirtieth and Hamilton streets, in the Twenty-fourth ward, and Logan and Lloyd, south-east corner of Twentieth street and Washington avenue, Wildey, Chute and Company, Thirty-sixth and Grape street, and Ackley and Company, Christian street wharf, on the river Schuylkill, in the Twenty-sixth ward of the said city, shall not be subject to the provisions of said act, to which this is supplementary, until the expiration of nine months from March second, one thousand eight hundred and sixty-six.

Certain persons not to be subject to provisions of original act, until after expiration of nine months.

Duty of fire marshal relative to petroleum refineries, &c.

Certificate to mayor.

SECTION 2. It shall be the duty of the fire marshal of said city of Philadelphia to carefully examine the location of the said refiners, named in the first section hereof, and satisfy himself that they have, by means of the digging of cellars, trenches, wells, or other excavations, of sufficient depth, or the throwing up of embankments of adequate height, or the erection of suitable iron tanks, protected their premises, by such safe-guards as will effectually prevent, in case of accident, or fire, the escape and dispersion of the oil into adjoining premises, or into the public highways, or docks, or rivers, which fact he (the said fire marshal) shall certify to the mayor.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 734.

*An Act*

To extend the limits of the borough of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lines of the borough of Beaver, in the county of Beaver, be and the same are hereby extended, so as to embrace, within its limits, the territory included within the following boundaries, to wit: beginning at the southern line of the borough of Bridgewater, at low water mark on Big Beaver creek; thence down said creek to the Ohio river; thence down said river, by low water mark, to the west side of Boundary street; thence by said street and Mill lane, to the Brighton township line; thence northwardly, along the Brighton township line, including the spring lots of the borough of Beaver, to an alley, dividing out lots, numbered thirty-two and thirty-three, of the general plan of out lots of the borough of Beaver, from lots, numbered thirty-six and thirty-seven, of said plan; thence north-east, along said alley, to the south-west line of the borough of Bridgewater; thence by the bearings of the said line of the borough of Bridgewater, to the place of beginning; and the persons now residing, or who may hereafter reside, on any lands included within said boundaries, shall enjoy all the privileges and be subject to all the laws, regulations and ordinances relating to said borough of Beaver.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 735.

## An Act

Authorizing the auditors of Norwegian township, Schuylkill county, to settle accounts, and reimburse the additional outlay made in said township, for road purposes, by authority of the supervisors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the auditors of the township of Norwegian, in the county of Schuylkill, are hereby authorized to audit the accounts between Peter Horan, late supervisor of said township, and Edward O'Connor, contractor of the making and repairing of the public roads in said township, for the year one thousand eight hundred and sixty-five, and part of one thousand eight hundred and sixty-six, by reimbursing the said Edward O'Connor for the money laid out and expended by him, in the making and repairing of said roads, as aforesaid.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 736.

## A Further Supplement

To the act to incorporate the Union Passenger Railway Company of Philadelphia, approved the eighth day of April, one thousand eight hundred and sixty-four, authorizing the company to lay additional tracks, in Spring Garden and Norris streets.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Union Passenger Railway Company shall have power to lay and use another track, along the south side of Spring



Garden street, extending from Seventh to Ninth street, in the city of Philadelphia, and also along Norris street, from Fourth street to Thompson street, also along Memphis street, from Norris street to York street, as is provided by the act, to which this is a supplement; and the board of directors may remove their track, now laid on Fourth street, north of Norris street, and also from Susquehanna avenue, Emerald street and York street, from Emerald street to Memphis street.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 737.

## An Act

To extend the provisions of the act of March thirteenth, A. D. one thousand eight hundred and sixty-two, and the supplement thereto, approved March sixteenth, Anno Domini one thousand eight hundred and sixty-four, relative to professional thieves, to the city of Reading, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of the act, entitled "An Act to authorize the arrest of professional thieves, burglars, et cetera, in the city of Philadelphia, approved March thirteenth, Anno Domini one thousand eight hundred and sixty-two, and the supplement thereto, approved March sixteenth, Anno Domini one thousand eight hundred and sixty-four," be and the same are hereby extended to the city of Reading, in the county of Berks.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 738.

*An Act*

Relating to the running of deer, with dogs, in the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for any person, to hunt and chase deer, with dogs, in the county of Lycoming, in this commonwealth, from the first day of October until the first day of January, in each year, and at no other time ; and so much of any law of this commonwealth as is inconsistent herewith, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 739.

*An Act*

To incorporate the West Middletown and Railroad Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* W. W. M'Nulty, A. B. Mathews, T. C. M'Keever, W. Commissioners. M. Bushfield, Lysander Patterson, W. J. Patterson, Robert Penine, Robert Marquis, Walter Craig, W. L. Archer, James L. Patterson and John Dinsmore, of Washington county, or any five of them, be and they are hereby appointed commissioners to open books, and receive subscriptions, and organize a company, by the style and title of the West Middletown and Railroad Turnpike Company, with power to construct a turnpike road from West Middletown, by way of Pleasant Hill seminary and Patterson's mills, to intersect the Pittsburg, Columbus and Cincinnati railroad, at Burgettstown, Hanlin's Title. Powers.

mills, or at some intermediate point, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved January twenty-sixth, one thousand eight hundred and forty-nine, and the supplements thereto. Subject to.

SECTION 2. That the capital stock of said company shall consist of six hundred shares, of the par value of fifty dollars each : *Provided*, That said company may have the privilege, from time to time, by a majority of stockholders voting, at a public meeting called for that purpose, to increase the capital stock so much as may be necessary, in their opinion, to carry out the true intent and meaning of this act. Capital stock.  
Shares.  
Proviso.

SECTION 3. The stockholders are hereby authorized to elect a board of directors, for the management of the affairs of said company, who shall hold their office for one year, and be capable of re-election, who shall have power to make all by-laws, necessary for the government of said company, not inconsistent with the constitution and laws of this commonwealth. Directors.  
Term of office.  
By-laws.

SECTION 4. That said company are authorized and empowered to use any part of any county road, which they may deem necessary, to locate their road on. May use county road in making location.

SECTION 5. If said company shall not commence the construction of said road within one year after the passage of this act, and complete it within five years thereafter, this act to be null and void, except so far as may be necessary to wind up and settle the affairs of the company. Commencement  
and completion.

SECTION 6. The construction of said road shall be commenced at West Middletown, and built towards the other terminus: *Provided*, Said company may improve, or macadamize, the worst portions of said road, or any part of the route, and may establish toll-gates, and collect tolls, in proportion to the extent of travel over the macadamized portion of said road. Construction,  
where commenced, &c.  
Proviso.  
Tolls.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 740.

## An Act

For the better security of the city of Reading from dangers incident to the improper and negligent storage of petroleum, benzine, benzole, or naptha.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Limitation as to quantity of petroleum, &c., which merchants are authorized to have in store at any one time.

Storage of petroleum, &c., relative to.

Forfeiture.

Proviso.

Proviso.

Proviso.

On oath, affording probable cause to believe that petroleum, &c., are improperly stored, mayor may issue warrants of search, &c.

That after the period of thirty days, from the passage of this act, it shall not be lawful for any merchant, or other person, or persons, within the city of Reading, to keep in his storehouse, building, or other premises, in any greater quantity, at any one time, than ten barrels of refined petroleum and one barrel of crude petroleum, and one barrel benzine, benzole, or naptha, respectively; the said barrels to be kept, or stored, in buildings, with cellars of sufficient depth, or in premises properly excavated, or embanked, to prevent any overflow of the fluids therefrom, under forfeiture, as hereafter directed, of the entire quantity of each and all of the said articles of merchandize that shall be so refined, kept, or stored, contrary to the restrictions of this act: *Provided*, That it shall be lawful to store and keep petroleum, benzine, benzole and naptha, in such quantities as may be desired in those portions of the city of Reading, which may be approved by the councils of the said city: *Provided*, That the same be at least one hundred feet distant from any dwelling, without the written consent of the owner thereof: *And provided further*, That a permit be first had from the mayor of the city of Reading, for which one dollar shall be paid into the city treasury.

SECTION 2. Whenever any inhabitant of the said city shall make oath, or affirmation, before the mayor of the city of Reading, which shall afford probable cause to believe that any petroleum, benzine, benzole, or naptha, is improperly stored, kept, or refined, contrary to the provisions of this act, it shall be lawful for the said mayor to issue his warrant, or warrants, to any police officer of said city, or other fit person, commanding him, or them, to search for said petroleum, benzine, benzole, or naptha, whenever the same be in violation of any of the provisions of this act, and if found, to seize and take possession of the same, and cause the same to be removed to such safe place as the mayor shall thereupon designate in writing.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No 741.

## A Supplement

To an act in relation to assessing, levying and collecting taxes, in the  
borough of Duquesne, county of Allegheny.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough tax shall hereafter be paid to the treasurer Borough tax, of the borough in the following manner, to wit: on all taxes how payable. paid on, or before, the first day of August, the treasurer shall allow five per cent. ; on all taxes paid on, or before, the first Abatements. day of September, no per centage shall be allowed on the amount charged ; on all taxes paid on, or before, the first day of October, five per cent. shall be added to the amount charged ; Additional on all taxes remaining unpaid after the first day of October, charges. ten per cent. shall be added to the amount charged ; and the treasurer shall make out a duplicate of all such unpaid taxes, Treasurer to and shall issue his warrant for the collection of the same, to make out dupli- the constable, or any citizen, of aforesaid borough, he, the cates of unpaid said treasurer, first having received security for the payment taxes, and issue of the same to him, with a deduction of ten per cent., which warrant to con- shall be the fees for collecting the same. stable, &c.

**SECTION 2.** That so much of all acts, or parts of acts, as are Repeal. inconsistent with the provisions of this act, be and the same are hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 742.

**An Act**

Authorizing the borough of Conneautville to bring snits before a justice of the peace, to collect pay for building and repairing side-walks.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if any owner, or occupier, of any lot, or lots, in the borough of Conneautville, in Crawford county, shall neglect, or refuse, to comply with the general regulations of said borough, touching the building, or repairing, of side-walks, that it shall and may be lawful, in case the borough build, or repair, the same, for the burgess and town council to bring suit, or suits, before any justice of the peace, of said borough, against such owner, or occupier, and collect the cost of any such walk, or repairs, so built, or repaired, by said borough, with an advance of ten per cent., on the original costs of such work, or repairs: *Provided,* Such costs, or repairs, in any one case, does not exceed one hundred dollars; and any property on the premises, around which such walks are built, or repaired, may be distrained and sold, in the same manner as property is distrained and sold, by the tax collectors, on any judgement obtained for the costs of such walks and repairs.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 743.

**An Act**

To fix the compensation for transcribing dockets, in the county of Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter, in the county of Butler, whenever the court shall order the transcribing, or indexing, of dockets belonging to the several county offices in said county, and the same shall have been done and approved of by said court, the commissioners shall draw their order, on the treasurer of said county, in favor of the person doing the work, at the rate of three dollars per day, for the time necessarily employed in doing the same.

Courts may order dockets to be transcribed, &c.

Compensation.

SECTION 2. That the person doing said transcribing, or indexing, shall make out a detailed statement of the time necessarily employed at said work, giving the day and date thereof, and make affidavit to the same, which shall be filed, with the order of the court directing said work to be done.

Person doing such transcribing, &c., required to file statement under oath.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 744.

**An Act**

Relative to a public park, in the city of Reading.

WHEREAS, A piece of ground, in the city of Reading, known as Lane's park, bounded on the east by Third street, on the south by Bridge alley, on the west by Second street, and on the north by property of Charles Rick and John Wiltmore, containing about six acres, is at this time, by permission of the

owner thereof, used as a public park, for the free admission of the citizens of Reading and strangers ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so long as the owner of said piece of ground, shall allow the use thereof, for the purposes aforesaid, and maintain the same, as a public park, no street, or streets, alley, or alleys, shall be opened through the same : *Provided,* That this act shall receive the assent of the councils of said city.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 745.

## An Act

To change the venue, in the case of David Witherow Horner *vs.* Adam Rebert, from the court of common pleas of Adams county, to the court of common pleas of Dauphin county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue in the case now pending in the court of common pleas of Adams county, of David Witherow Horner *vs.* Adam Rebert, of January term, Anno Domini one thousand eight hundred and sixty-six, be and the same is hereby removed to the court of common pleas of the county of Dauphin, to the coming April term, or any subsequent term, within the present year, of the said court, where it shall be tried, and verdict and judgment be had thereon, with the same effect as if it had been tried in the county of Adams ; and all the records in the case shall be certified and transferred, by the proper officers of the said court of the county of Adams, to the said court of the county of Dauphin ; and all expenses incurred by the said county of Dauphin, by reason of the said



change of venue, shall be paid by the commissioners of said county of Adams.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 746.

## An Act

To authorize the appointment of one additional notary public for the county of Luzerne, and five for the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the governor be and he is hereby authorized to appoint one additional notary public for the county of Luzerne, who shall reside in the borough of Scranton, and keep his office in said borough, and five additional notaries public for the county of Crawford.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 747.

## A Supplement

To an act, entitled "An Act relative to the construction and repair of roads and bridges, in Lower Merion township, Montgomery county," approved March second, one thousand eight hundred and sixty-six.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of section eight of said act, as provides for the levy of road taxes, during the month of April, of each year, upon the assessment of the previous year, be and the same is hereby repealed, and in lieu thereof, the commissioners, named in said act, are hereby authorized to levy said taxes, during the month of May, of each year, upon the assessment of the current year.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 748.

## An Act

Relative to the borough of New Castle, in the county of Lawrence.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Appointment of  
policemen au-  
thorized.

That the corporate authorities of said borough shall have power to appoint, and provide for the payment of, policemen in said borough, not exceeding six in number; who shall hold their office during the pleasure of said corporate authorities.

Process, rela-  
tive to.

**SECTION 2.** They shall each have power to execute any process issued by the burgess of said borough, and any process in criminal cases, and in summary proceedings, whether issued by the burgess, or by some other committing magistrate.

SECTION 3. In the absence of the constable of said borough, they shall each have power to execute civil process, issued by any justice of the peace; and in all cases of service, by any of them, such absence shall be presumed, till the contrary be made to appear. May perform certain duties of constable in his absence.

SECTION 4. The burgess of said borough shall have the full powers of a justice of the peace, in all criminal matters whatsoever, whether arising in, or out of, said borough; he shall also have jurisdiction, as fully as any justice of the peace now has, to try and determine all suits for violations of the ordinances of said borough, and to issue executions for collections of the penalties adjudged by him against offenders. Powers of burgess, relative to.

SECTION 5. That the burgess shall receive the same fees, for his services, as justices of the peace are entitled to, for like services, and shall receive a stated salary from the corporation, to be fixed annually by the town council, and shall receive no other compensation whatever as burgess. Fees and salary of burgess.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 749.

## A Further Supplement

To an act, entitled "An Act to incorporate the Phoenix Hotel Company," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the Phoenix Hotel Company be and hereby is changed to the Wyoming Valley Hotel Company, and that the number of directors shall be increased to fifteen, of whom eight shall constitute a quorum for the transaction of business. Name changed. Directors.

SECTION 2. That the directors of said company be and they are hereby authorized to borrow any amount of money, not exceeding the amount of the authorized capital of said company, at a rate of interest, not to exceed eight per centum per annum, and issue therefor the bonds of the said company, with,

or without, coupons attached, and secure the payment of the same by a mortgage upon the real estate of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 750.

## An Act

Relating to the bounty on wolves, in the county of M'Kean.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, within the county of M'Kean, the bounty on full-grown wolves, killed in said county, shall be twenty-five dollars, and on wolf puppies, twelve dollars; and so much of any law as is altered by this act, is hereby repealed, so far as relates to the amount of said bounty, but in all other respects to remain in full force.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 751.

**An Act****Authorizing the building of a bridge across the Lackawanna river.**

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Archbald, George Fisher and William M. Manues, Commissioners. of the borough of Scranton, in Luzerne county, and William Merrifield, N. Clapp and Joseph T. Fellows, of the borough of Hyde Park, in said county, be and they are hereby appointed commissioners, who, or a majority of whom, shall, within thirty days after the passage of this act, locate a bridge Authorized to locate bridge. across the Lackawanna river, between the said boroughs, at the terminus of the streets named, by said boroughs respectively, Lackawanna avenue, and shall, within thirty days after such location, fix and determine upon the kind and character of a bridge to be built, and make a drawing and specifications thereof, and after giving notice, for three weeks, in at least Notice. one newspaper published in the borough of Scranton, shall let and contract the building of said bridge to the lowest and best bidder.

**SECTION 2.** That the said commissioners shall appoint one Organization. of their number president, and one of their number as treasurer and secretary; a record shall be kept of their proceedings by the secretary, and no money shall be disbursed by the treasurer, without the approval of the president.

**SECTION 3.** That the president of said board of commissioners shall have the general charge of the construction of President to have charge of construction, &c. the said bridge, and he and the treasurer shall receive such compensation for their services, not exceeding, in the aggregate, one thousand dollars to the president, or five hundred dollars to the treasurer, as said commissioners shall fix. Compensation of president and treasurer.

**SECTION 4.** That the said boroughs shall have, and may use, Boroughs may occupy certain lands, &c. occupy and enjoy, the lands at the termini of the aforesaid avenues, on both sides of said river, necessary for the construction and use of said bridge.

**SECTION 5.** That within thirty days after the contract for the building of said bridge shall have been made, the commissioners of the county of Luzerne, provided a majority of them shall approve of such appropriation, shall appropriate, out of any moneys in the treasury of said county, an amount equal to one-third of the contract price of the construction of said bridge, and the treasurer of said county shall pay the same, from time to time, upon orders drawn by the treasurer, and countersigned by the president of the said board of commissioners; and the remaining two-thirds of the cost and expense of the construction of said bridge, including the aforesaid compensation to the president and treasurer of said board of commissioners, shall be paid in equal proportions, by said County commissioners may appropriate towards construction, an amount equal to one-third of contract price. How payable.

**Proviso.** boroughs, each borough paying one-half: *Provided*, A majority of the commissioners of the county of Luzerne shall not approve of the appropriation, as aforesaid, then each of the said boroughs shall pay one-half of the entire expense of the erection and construction of the said bridge, including the aforesaid compensation to the president and treasurer of said board of commissioners.

**Borough may levy a special tax.** SECTION 6. That for the purpose of raising said money, the authorities of the said boroughs shall respectively have the right, and it shall be their duty, to levy a special tax, within thirty days after the contract for building said bridge, on all property, persons and things, within their respective boroughs, now subject to taxation, for state and county purposes:

**Proviso.** *Provided*, That said tax shall not exceed twenty mills on the dollar, of valuation, in any one year; and for the purpose of collecting and enforcing the payment of said tax, the officers of said borough shall have and may exercise the same power as is, by law, conferred upon them, in reference to the collection of the ordinary taxes of the borough, and they shall, in all respects, be subject to the same liabilities and penalties; and the said special tax, when collected, shall be paid to the treasurers of said boroughs, respectively; and the said treasurers shall be responsible therefor, the same as for other moneys, by them officially received; and they may be required to give such further and additional security as the burgess and town council, of said boroughs, may respectively desire; and the moneys thus received, from said special tax, shall be, from time to time, paid over, upon orders drawn by the treasurer, and countersigned by the president of said board of commissioners.

**Collection, relative to.** SECTION 7. That neither the said commissioners, nor the president, or treasurer, thereof, shall be in anywise personally liable, or responsible, to the contractor, or contractors, or to any other party, for, or on account of, the construction of said bridge, or any expense thereto appertaining, or for, or by reason of the default of the said county, or either of the said boroughs, to pay any order, drawn by the said treasurer, and countersigned by the said president, as aforesaid.

**Commissioners, &c., not to be individually liable.** SECTION 8. That said bridge, when completed, shall be a free public highway, and shall be kept and maintained in good order and repair, under the direction of the proper authorities of said boroughs, and each borough shall pay one-half of the cost of such repairs and maintenance.

**Bridge to be free public highway.** SECTION 9. That it shall be the duty of the president of said board of commissioners, within ten days after the contract, for the construction of said bridge, is made, to give notice to the burgess, of each of said boroughs, of the price agreed to be paid under said contract.

**Notice to be given boroughs as to contract price.**

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 752.

## A Supplement

To an act, entitled "An Act increasing the fees of justices of the peace, and aldermen, and constables, in certain counties in this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the act of assembly, entitled "An Act increasing the fees of justices of the peace, and aldermen, and constables, in certain counties in this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is continued in force, in the counties of Luzerne and M'Kean, until the first day of June, Anno Domini one thousand eight hundred and sixty-seven.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 753.

## An Act

To fix the place of holding elections, in the township of Karthaus, in the county of Clearfield.

**WHEREAS,** The place of holding elections, in Karthaus township, Clearfield county, has been destroyed by fire :

*And whereas,* The laws of this commonwealth confer upon the courts power to change the place of holding elections, but do not confer upon them the power to fix a new place, in case of destruction of the existing one ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That Bridgens school house, in the township of Karthaus, in the county of Clearfield, shall be and is hereby fixed as the place for the holding of all the elections, under the laws of this commonwealth, in said township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 754.

## In Act

To incorporate the Grand United Order of Odd Fellows' Hall Association:

### ARTICLE FIRST—NAME.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That this association shall be known by the name, style and title of the Grand United Order of Odd Fellows' Hall Association of the city of Philadelphia.

### ARTICLE SECOND—OBJECTS.

The objects of this association shall be to provide and furnish a hall, or suitable building, or buildings, in the city of Philadelphia, for the accommodation of the various lodges and councils of the Grand United Order of Odd Fellows, and for such other purposes as may be deemed advisable.

### ARTICLE THIRD—STOCKHOLDERS, ET CETERA.

SECTION 1. The stockholders of this association shall be male citizens of the United States; lodges and councils of the order may hold stock by a trustee; females and minors may also hold stock by trustees, and such trustees shall be eligible to vote at an election, but shall not be eligible to office by virtue of the stock held, in trust, by them.

SECTION 2. The number of shares of stock issued by this association shall at no time exceed two thousand.



## ARTICLE FOURTH—OFFICERS.

SECTION 1. The officers of this association shall be a president, secretary and treasurer, who shall be members of different lodges and councils of the order aforesaid; also a number of managers, to be regulated by the by-laws, and such other officers as the by-laws shall designate, necessary for the proper management of the affairs of the association, all of whom shall be stockholders, and shall be elected by the stockholders, at such time as stated by the by-laws: *Provided*, That stockholders, to be eligible to election to either, or any, of the officers of this association, must be members of the Grand United Order of Odd Fellows, in good standing: *And provided further*, That each member of the board of managers, herein named, shall be members of different lodges, or councils, of said order.

## ARTICLE FIFTH—BOARD OF MANAGERS.

The president, secretary, treasurer and trustees, as provided in article fourth of this constitution, shall constitute the board of managers; in them shall be vested the management and disposition of its affairs and property, subject to instructions by a majority of the stockholders, at any regular meeting; the time of assembling of the board shall be fixed by the by-laws.

## ARTICLE SIXTH—VOTES.

Each stockholder, or trustee, personally present at a meeting, or an election, shall be entitled to one vote, and no more, in each capacity; but under no circumstances can any individual poll more than two votes.

## ARTICLE SEVENTH—PRICE AND PAYMENT OF STOCKS.

SECTION 1. Each share of stock shall be twenty-five dollars, and each stockholder, or trustee, shall pay the sum of one dollar, per month, for each and every share of stock subscribed for by him, on a day to be fixed by the by-laws, to the secretary, or such other person, or persons, as shall, from time to time, by the by-laws, or regulations, of the association, be authorized to receive the same, until for each and every share of stock he, or they, may hold in this association, shall have been paid the sum of twenty-five dollars: *Provided*, That nothing in this section shall be so construed as to prevent a stockholder from paying in full for his stock, at any time after having subscribed for the same.

SECTION 2. A stockholder, or trustee, neglecting to pay his monthly instalments, due on the stock subscribed for by him, shall be fined, according to the by-laws.

SECTION 3. Any stockholder, or trustee, neglecting to pay his monthly instalments, for the period of six months, his stock shall be declared forfeited, on the seventh month, and the same shall be offered, in open meeting of stockholders,

by the president, to the highest bidder; from the amount, thus received, shall be paid to the association the fines due thereon, and the remainder shall be paid to the former holder, upon the delivery of all papers in his possession, [certifying to his subscription for such stock, or membership in this association, by reason of such stock,] to the officers of the same.

SECTION 4. Two-thirds of the stockholders, present at any regular meeting, and after six months' notice of such intent, may make the stock redeemable at any period, not less than five, nor more than ten, years from the passage of such act; of which due notice shall be given by publication, for the period of one month, in one of the daily papers published in the city of Philadelphia.

#### ARTICLE EIGHTH—SEAL.

It may and shall be lawful for this association to have a common seal, and the same at will and pleasure to change, alter, or renew, as it shall think proper, and shall have and exercise all the rights, privileges and immunities, necessary for the purposes of the association hereby constituted, and herein expressed

#### ARTICLE NINTH—BY-LAWS.

The stockholders of this association shall have power to frame and establish by-laws for their government, and the board of managers, not repugnant to this constitution, to the constitution of this commonwealth, or of the United States.

#### ARTICLE TENTH.

It may and shall be lawful for this association to accept and take, by devise, grant, bargain, sale, or otherwise, any estate, or property, real, or personal, and the same to hold and enjoy, or to sell, or convey, lease, or mortgage, as fully and absolutely, in all respects, as any natural person might do: *Provided however*, That the clear annual income of the estates and properties of said corporation, exclusive of any lands, or tenements, that may be occupied by said association, and exclusive of donations, gifts, or dues, shall not exceed the sum of ten thousand dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 755.

## An Act

Repealing the thirteenth section of an act regulating certain election districts, and for other purposes, approved April twelfth, one thousand eight hundred and fifty-one, and providing for the consolidation of certain offices, in M'Kean county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the thirteenth section of an act, entitled "An Act regulating certain election districts, and for other purposes," approved April twelfth, one thousand eight hundred and fifty-one, be and the same is hereby repealed; and it shall be the duty of the qualified voters of M'Kean county to elect, at the next general election, one person to fill the offices of prothonotary, clerk of the courts of general quarter sessions, oyer and terminer, and orphans' court, and to fill the offices of register of wills and recorder of deeds.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 756.

## An Act

To authorize the levy and collection of an additional bounty tax, in Keating township, M'Kean county.

WHEREAS, In one thousand eight hundred and sixty-four the road commissioners of Keating township, M'Kean county, borrowed of Willis Barrett, the sum of five hundred dollars, and expended the same in bounties for volunteers, credited on the quota of said township, which sum of money remains still unpaid;



• *And whereas*, The county commissioners of M'Kean county afterwards proceeded to offer bounties, and thereby suspended the authority and action of the road-commissioners in that respect :

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the road commissioners of Keating township, M'Kean county, are hereby authorized to levy upon all persons and things, now by law taxable for bounty purposes, a bounty tax sufficient to pay Willis Barrett, for money borrowed for bounty purposes, with lawful interest and costs of collection, and to direct the collection of the same, with like powers and authority as are now possessed, for collection of taxes for township purposes : *Provided*, The said tax shall not be collected from any person, who has been in the military service of the United States, and has been honorably discharged therefrom.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 757.

## An Act

To incorporate the Franklin Exchange Hotel Company, in the borough of Franklin, county of Venango.

Corporators.

Style.

Privileges.

Real estate.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Arnold Plumer, James Bleakley, James P. Hoover, John Duffield, Henry Clawson and J. L. Hanna, and their associates, and all persons who are now, or hereafter may be, holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style and title of the Franklin Exchange Hotel Company of the borough of Franklin, having perpetual succession, capable of suing and being sued, to have a common seal, the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, either by absolute conveyance, in fee simple, or otherwise, two lots, situated on the south-



west corner of Doe and Liberty streets, in said borough, and numbered on the general plan thereof one hundred and sixteen and one hundred and seventeen, for the purpose of constructing a hotel thereon, and to acquire, in like manner, from time to time, such other real estate, and other property, as may be necessary and proper for the use of said company, with such supplementary buildings as may be adapted to, or form part of, the general plan and design of said hotel, and supplying the same with all needful furniture and fixtures, for the accommodation and use of parties, who may be desirous of resting and occupying the same; and the said real estate, or any part thereof, when, in the opinion of the said corporation, it may be proper so to do, to sell, lease, convey, mortgage, to any person, or persons, who may desire to purchase, lease, or lend, money on the security of the same.

SECTION 2. That for the purpose of obtaining subscriptions to the capital stock of said company, the persons named in the first section of this act, or a majority of them, shall open books, at whatever time and place they may designate; the capital stock of said company shall consist of two thousand shares, of fifty dollars each; and each share of stock shall entitle the holder thereof to one vote, in all meetings of the stockholders of said company, to be given either in person, or by proxy; that said stock shall be held as personal property, and as such be transferred, as the by-laws of said company may provide; the president and directors of said company shall have power, at any time hereafter, and as often as they may deem necessary, and without opening anew the books of subscription, to receive further subscriptions to the said capital stock, and to augment the same to such an amount as may be authorized and fixed, at any general meeting of the stockholders of said company.

SECTION 3. That the affairs of the company shall be managed by five directors, to be elected at the first meeting of the stockholders, and annually thereafter, by ballot, from among themselves, in such way and manner as the by-laws of said corporation may provide, and shall continue in office until their successors are elected; they shall elect, from among themselves, a president, and also a secretary and treasurer, who may be a stockholder, or not, and supply all vacancies in their number, and until such officers are elected, the persons named in the first section of this act shall have full power and authority as such; the said corporation shall, by their by-laws, provide for the meetings of said board of directors and themselves, of the manner of holding elections and voting, and such other rules and regulations as may be necessary for the management of said corporation, not inconsistent with the laws of the United States, or of this commonwealth.

SECTION 4. That the said corporation shall have authority to let, or lease, for stores, or offices, any suitable portions of the hotel building, which may be erected under the authority herein conferred.

SECTION 5. That it shall be lawful for any incorporated bank, railroad company, manufacturing, coal, or iron, company to subscribe to the capital stock of the said Franklin

Buildings.

Subscription to capital stock.

Votes.

Transfers of, stock.

Directors.

Annual election.

Term of office.

Vacancies.

Corporators to act as directors until first election.

May let store rooms, &amp;c.

Who may subscribe to capital stock or purchase bonds.

Exchange Hotel Company, or to purchase the bonds of said company; and the bank, railroad company, manufacturing, coal, or iron, company subscribing stock to the said hotel company may be represented, at the elections held by said company, by such person, or persons, as they may severally appoint for that purpose.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 758

## A Supplement

To an act prohibiting the licensing of any person to sell vinous, spirituous, malt, or brewed liquors, or any of them, or any admixture thereof, in the counties of Westmoreland, Blair and Indiana, except to the keepers of hotels, inns, or taverns, and regulating the granting of licenses to the keepers of such, in the said counties, approved March twenty-seventh, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions not to affect pending applications for licenses.

That the provisions of the act, to which this is a supplement, so far as the same regulates the manner of petitioning and making application to the court of quarter sessions of the several counties mentioned in said act, for licenses to keep inns, or taverns, to sell vinous, spirituous, malt, or brewed, liquors, shall not be applicable to, or affect, any petition, or application, for such licenses already made at date of passage of the act to which this is a supplement, and pending before the said courts, in said counties, under the laws regulating the granting of licenses existing before the passage of the act to which this is a supplement.

Applications for licenses to be made at first or second session.

SECTION 2. That all petitions and applications for license, to keep inns, or taverns, under the act to which this is a supplement, shall be made at the first, or second, sessions of the

court of quarter sessions of the counties mentioned in said act.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 759.

## An Act

For the protection of sheep, in Lawrence county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the provisions of an act, entitled "An Act for the protection of sheep, in certain counties," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-two, and supplement thereto, approved the first day of April, Anno Domini one thousand eight hundred and sixty-three, be and the same are hereby extended to the county of Lawrence.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 760.

*An Act*

To authorize the erection of a lock-up house, in the borough of Pleasantville, in the county of Venango.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Burgess and council authorized to erect lock-up.

Who may be secured or detained therein.

Proviso.

Keeper of lock-up, appointment and compensation of, relative to.

Tax authorized.

That the burgess and town council of the borough of Pleasantville, in the county of Venango, be and they are hereby authorized and empowered to furnish materials, and build, or otherwise provide and support, in said borough, at the expense of said borough, a suitable house for the security, and temporary detention, of persons committed by justices of the peace, or burgess, of said borough, or members of the town council, acting in his place, for any violation of the laws of this commonwealth, or of the ordinances of said borough, for which such person, or persons, could be lawfully committed to the common jail of said county, there to remain and be kept until such offender, or offenders, can be removed to the common jail of said county, if committed for an indictable offence: *Provided*, That no person shall be confined in said house, at any one time, for a longer period than forty-eight hours, except such persons be charged with an indictable offence, and it be necessary to detain such person, or persons, for further examination.

*SECTION 2.* That the burgess and town council, or a majority of them, shall have power to appoint a proper person to keep the said lock-up house; and they are hereby empowered to pay such person, for such services, what the said burgess and town council, or a majority of them, may deem just and proper; said sum to be paid out of the funds of said borough.

*SECTION 3.* That it shall be lawful for the burgess and town council to levy and collect a tax, not to exceed one dollar, on every citizen, over and above their county rates and levies, for borough purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 761.

**An Act**

To incorporate the Oak Wood Cemetery.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That T. J. Porter, C. G. Cower, James Pierce, James Westerman, Samuel Kimberly, J. M. Irvine, E. T. Fish, E. A. Wheeler, John Merserd, Thomas Bowden, William Budd and Samuel Shilling, and their successors, be and they are hereby created a body politic and corporate in law, by the name and style of Oak Wood Cemetery, and by that name shall have perpetual succession, and be able to sue and be sued, in any court of law, or equity, and may have and use a common seal, and the same, at their pleasure, to alter, or renew; and shall have power to purchase, hold and enjoy, to them and their successors, a body of land in Hickory township, Mercer county, Pennsylvania, not to exceed thirty acres, the right and title to which shall be vested in the corporation created by this act; and the said corporation shall have authority to receive gifts and bequests for the purpose of ornamenting and improving said cemetery, and to hold such property as may be necessary to carry out the object of this act.

Corporators.

Name.

Privileges.

Seal.

Real estate.

SECTION 2. That the affairs of the said corporation shall be conducted by a president and six managers, who shall be elected by a majority of the votes of the members of the corporation, on the first Monday of June, in each and every year, at such place as a majority of the managers shall designate; of which election ten days' notice shall be given, by at least three printed, or written, handbills; and in case no election shall be held, at the time aforesaid, the officers of the preceding year shall continue in office until an election shall be held; the said president and managers, a majority of whom shall constitute a quorum for the transaction of business, shall fill all vacancies that may occur in their own body, by selecting a lot-holder to supply such vacancy, and shall have power to lay out and ornament the aforesaid piece, or lot, of ground, to erect such buildings thereon as may be necessary for the enjoyment of the same, to lay out, sell and dispose of burial lots, to appoint a treasurer, and all other necessary officers, and fix their several duties and compensation, and to make such by-laws and regulations as they may deem proper for conducting the affairs of the corporation, for the lot-holders and visitors to the cemetery, and for the transfer of lots, and the evidence thereof, for the regulation of burials, the improvement of burial lots, the erection of grave-stones, monuments, sepulchre structures, and the inscriptions on the same; and it shall be the duty of the said board of managers to cause a record of their pro-

President and managers.

Annual election

Notice.

Quorum.

Vacancies.

Authorized to lay out grounds and erect buildings.

Burial lots, relative to.

Officers.

By-laws.

Management.

Lot holders and visitors.

Burials.

Monuments, &amp;c.

Managers to keep record of proceedings.

Proviso.

Corporators to act as managers until first election.

Title to lots, how to be held.

Transfers.

Lots not to be subject to execution, &c.

When proceeds of lots are sufficient to pay amount expended by corporators, each lot holder shall become a member of the corporation.

Votes.

Authorized to lay off and sell burial lots, &c.

Proceeds, how to be applied.

Authorized to mark off burial ground for certain persons.

ceedings to be kept, and to make report of the same, and of the state of the finances, at each annual meeting of the corporation, and as much oftener as may be required by a majority of the corporators: *Provided*, That until an election takes place for president and managers, the aforementioned corporators shall act as a board of managers, and elect one of their number as president; five of whom shall constitute a quorum, and shall be invested with all the authority as a president and managers, duly elected as hereinbefore provided.

SECTION 3. That every lot conveyed, in said cemetery, shall be held by the proprietor, and his heirs, for the purpose of sepulture alone, transferable with the consent of the president and a majority of the managers, and shall not be subject to attachment, or execution; and that the said cemetery shall hereafter be forever exempt from taxation.

SECTION 4. That as soon as the money, received from the sale of the lots, in said cemetery, shall be sufficient to pay the money expended, by the persons hereby incorporated, with interest, and the expenses that shall have been incurred by them, in laying out, enclosing and improving the grounds, and erecting the necessary buildings, then each lot holder shall become a member of the corporation, and have a right to vote for the officers thereof; and at all elections held thereafter, under this act, each member of the corporation shall be entitled to one vote and no more.

SECTION 5. That the corporation, hereby created, shall have power to lay off and sell burial lots, on any portion of the beforementioned lot of thirty acres; and shall, after deducting expenses, expend the proceeds of such sales, in ornamenting and embellishing and fencing the said lot, and otherwise keeping the same in proper order; and shall also mark off and keep a portion of the same as a burial ground for those whose families are either unable, or unwilling, to purchase lots.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 762.

*An Act*

To appropriate certain fines and penalties, imposed by the courts of Bedford and Clinton counties, for the use of a law library, to be kept in the court houses of said counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all fines, penalties, and forfeited recognizances, imposed by the courts of Bedford and Clinton counties, which, under existing laws, are not payable to the commonwealth, for its use, are hereby directed to be paid into the treasuries of said counties, respectively, for the use of law libraries, to be kept in the court houses of said counties, for the use of the courts and bars thereof.

Fines, &c., to be paid into county treasuries for use of law libraries.

SECTION 2. The moneys, thus arising, shall be expended for said law libraries, from time to time, under a direction of committees of the resident members of the bars of Bedford and Clinton counties, three in number, to be appointed by the president judges of the courts of said counties, annually, or oftener, if required; or the said courts, the president judges being in attendance, shall adopt such regulations of said libraries as may be deemed expedient; and all laws, inconsistent herewith, are hereby repealed, so far as they relate to said counties.

Moneys to be expended under direction of certain committees.

SECTION 3. That it shall be the duty of the clerks of the criminal courts of the several counties, named in the act to which this is a supplement, to prepare certified lists of all recognizances forfeited at each term of said courts, within ten days after the close of such term, and deliver the same to the district attorney of the proper county, whose duty it shall be to proceed, forthwith, to collect such recognizances, and to pay over the amounts thereof, as soon as collected, to the treasurer of the committee of members of the bar of the said county, appointed by the court, under the provisions of the original act, to which this is a supplement, to be applied as provided by said act.

Clerks of courts to prepare certified lists.

District attorneys to collect recognizances, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 763.

## An Act

To enable the governor to appoint eight additional notaries public, in the county of Erie, one of whom shall reside in the borough of South Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That it shall be lawful for the governor to appoint eight additional notaries public, in the county of Erie, one of whom shall reside in the borough of South Erie.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 764.

## An Act

To authorize the citizens of Buckingham township, Bucks county, to elect two additional supervisors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the legal voters of the township of Buckingham, county of Bucks, be and they are hereby authorized to vote for and elect two additional supervisors, for said township of Buckingham, with like powers and duties as now provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 765.

## An Act

Providing for compensation of damages to public roads, in Bethlehem and Palmer townships, Northampton county, by the construction of the Lehigh and Delaware Water Gap railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That whenever any of the public roads, or highways, of the townships of Bethlehem and Palmer, in the county of Northampton, have been, or shall be, occupied, either in part, or altogether, by the railroad of the Lehigh and Delaware Water Gap Railroad Company, and where said railroad is, or shall be, located in such close proximity to said roads, or highways, or any part, or parts, thereof, so as to make the use of the same inconvenient and dangerous, it shall be lawful for the supervisors of said respective townships, and the said the Lehigh and Delaware Water Gap Railroad Company, to enter into an agreement, in writing, for the payment, by said railroad company, of all damages sustained, or that may be sustained, by said respective townships, for the causes set forth in this section, as the parties to said agreement shall determine.

Damages done to public roads in certain townships, relative to.

Supervisors and railroad companies may enter into agreement.

SECTION 2. Whenever the said supervisors of both, or either, of said townships, and the said railroad company, shall be unable to agree on the amount of said damages, it shall be lawful for said supervisors to present their petition to the court of common pleas of Northampton county, setting forth the facts; whereupon, said court shall appoint seven discreet and disinterested freeholders of said county, neither of whom shall be residents of said townships, and appoint a time, not less than twenty days, nor more than thirty days, thereafter, for said viewers to meet, at such place where the damages are alleged to be sustained; of which time and place ten days' notice shall be given, by the petitioners, to said viewers and the other party; and the said viewers, or any five of them, having been first duly sworn, or affirmed, faithfully, justly and impartially to decide, and true report to make, concerning all matters and things to be submitted to them, and in relation to which they are authorized to inquire, in pursuance of the provisions of this act, and having viewed the premises, they shall estimate the amount of damages that has been, or may be, sustained by said respective townships, and make report to said court; and upon the said report being confirmed by said court, judgment shall be entered thereon; and if the amount thereof be not paid, within thirty days after the entry of such judgment, execution may be issued thereon, as in other cases of debt, for the sum so awarded, and the costs and expenses

Mode of assessing damages where the parties fail to agree.

On petition, court to appoint viewers.

Meeting of viewers, relative to.

Notice.

To be sworn.

View.

Report.

Judgment.

Execution.

Compensation of viewers.	incurred shall be defrayed by the said railroad company ; and each of the said viewers shall be entitled to one dollar and fifty cents for every day necessarily employed in the performance of the duties herein prescribed, to be paid by said railroad company.
Agreements between supervisors and railroad company, to be recorded.	SECTION 3. That the agreement, provided for by the first section of this act, shall be recorded in the office for recording of deeds, in Northampton county, in book of miscellanies, and upon payment of the damages agreed upon, or awarded, by said viewers, such road, or roads, highway, or highways, as shall be set forth in said agreement, or report of viewers, shall be deemed vacant, as if the same had been so declared, by due proceeding in law, and the fee simple title, or said road, or highway, shall be vested in said company.
Effect thereof.	
Repeal.	SECTION 4. That all laws, or parts of laws, inconsistent with this act, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 766.

## An Act

To incorporate the Western Mutual Fire Insurance Company of York county.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Samuel Roth, Senior, Henry Stouffer, Michael Eyster, (of George,) Peter Wolf, John N. Heiland, David B. Sprengel, Daniel Leese, Henry Smith, Jacob Bott, John Bare, Senior, Joseph Martin, Peter Becker, (miller,) and William Diehl, and all other persons who may hereafter associate with them, in the manner hereinafter described, shall be and are hereby constituted and declared a body politic and corporate, by the style and title of the Western Mutual Fire Insurance Company of York county, and shall have, so far as they are applicable to them, all the rights and privileges, and be subject to all the liabilities to them properly applicable, conferred and imposed by the act, entitled "An Act to incorporate the Independent Mutual Fire Insurance Company of Bucks, Montgomery and Philadelphia counties," passed the tenth day of
Style.	
Privileges.	
Subject to.	

February, one thousand eight hundred and forty-three; and the thirteen persons, named herein, shall be the first board of managers, to carry this act into effect, until others are elected in their stead; and this act shall continue in force for twenty years and no longer.

SECTION 2. That no insurance shall be made by this company, or corporation, upon any buildings, or personal property, in any city, borough, or town, nor in any village where buildings are situated in blocks, or buildings in which steam power is employed.

SECTION 3. That the business of this company shall extend to, and embrace in its objects, the county of York; and that no annual interest shall be paid on the deposit notes, and that when it may be necessary to defray the incidental charges and expenses of transacting the business of the company, it shall be lawful for the directors to determine how much shall be paid on the deposit notes; which sum, so determined, shall not exceed, in each year, twenty-five cents for each thousand dollars' worth of property insured.

SECTION 4. The company, hereby incorporated, shall also have power to maintain suits at law, against any of its members, for the collection of their deposit notes, or for any cause relating to the business of the corporation, or against any person for moneys due the corporation, or for any injuries done to their corporate property, books, or papers, or for causing the destruction, by fire, of any property by them insured.

SECTION 5. That the prothonotary of York county shall enter the memorandum filed in his office, against the members of said company, in a docket to be kept for that purpose; which memorandum shall contain the names of the individuals insured, the amount of the deposit note unpaid, and the term for which the insurance shall continue; and the lien thereof shall be on all the real estate of the individual insured, situated in the county of York; and shall receive, in each case, a fee of twenty-five cents, to be paid by the insurer.

SECTION 6. No policy shall be insured by said corporation, until application be made for insurance for fifty thousand dollars at least.

SECTION 7. No insurance shall be made by this company for a longer period than seven years, at any one time, but policies may be renewed from time to time.

SECTION 8. The business of this company shall be done and transacted, at such place, in the county of York, as shall be designated by a majority of the directors present, at any regular meeting of the board.

SECTION 9. That the legislature may, at any time, alter, modify, or annul, the provisions of this act; in such manner, however, as to do no injustice to the corporators.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 767.

**An Act**

Entitled "An Act to enable the school directors of the township of Solebury, in the county of Bucks, to levy a tax, for the purpose of re-paying money advanced, by certain citizens, to the bounty fund of the said township."

**Preamble.**

WHEREAS, The school directors of the township of Solebury have assessed, and in part levied, a tax, for the purpose of re-paying the sums advanced for the purpose of procuring volunteers, to serve in the military service of the United States, under the several calls of the President, for men to suppress the rebellion, in pursuance of the provisions of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the fifteenth day of March, Anno Domini and thousand eight hundred and sixty-five :

And whereas, It is doubted whether, under the existing special legislation for Bucks county, on the subject of bounties, the tax, so as aforesaid assessed and levied, in pursuance of the said recited act, is legal :

And whereas, Certain citizens of the said township refuse to pay the taxation so levied as aforesaid ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

*Per capita tax for borough purposes authorized.*

That the board of school directors of the said township of Solebury are hereby authorized and empowered to levy a *per capita* tax on each citizen of the said township, who resided therein at the time, and who was liable to do military duty under the said several calls of the President, not exceeding twenty dollars, on the purpose, in part, of re-paying the sums so advanced, as aforesaid.

**Rate.**

*Tax on real and personal property authorized.*

SECTION 2. The said board of school directors are further authorized and empowered to levy and collect a tax on all real and personal property, now liable to taxation for school and county purposes, sufficient, when added to the amount raised by the *per capita* tax, to re-pay the amount advanced by citizens of the said township, for the purpose of paying bounties, and filling the quota of the said township, under the several calls of the President aforesaid ; and the said board are further authorized, in their discretion, to have the power, hereby given, to assess, levy and collect a *per capita* tax, and are authorized to raise the whole sum, which may be required, by the assessment of a tax upon the real and personal property aforesaid.

*Proceeds, how to be applied.*

*Certain proceedings legalized.*

SECTION 3. The action of the said board, in levying a tax, under the aforesaid act of the fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five, is hereby ratified, so far as they have proceeded in the collection of the



assessments made in pursuance of that act; and all persons who have paid, in pursuance of such assessments, shall be entitled to be credited, to the amount of such payment, against the amount assessed in pursuance of this act: *Provided however*, That nothing herein contained shall be so construed as *Proviso.* to prevent the recovery, from those persons who have paid, or those paying therein assessed, any additional amount which the new assessments may impose upon them, over and above the amount originally paid by them, or any of them.

SECTION 4. The said board of school directors, in the assessment and collection of the tax hereby authorized, are vested with all the powers, now existing in the county of Bucks, for the collection of county tax: *Provided*, The tax levied under this act shall not be collected from any person, who has been in the military service of the United States, and been honorably discharged therefrom. *Assessment and collection of bounty tax. Proviso.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 768.

## An Act

To authorize the erection of bridges over the Clarion river and Red Bank creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the commissioners of the county of Clarion are hereby authorized to erect county bridges, at the public expense, across the Clarion river, at the following named places, where said river intersects public roads and mail routes, viz: At the mouth of Mill creek, in Clarion and Highland townships, near the mouth of Little Toby's creek, in Clarion and Paint townships, and at Davis's mills, in Richland and Perry townships, without the assent of the grand juries of the said county. *Commissioners to erect public bridges.*

SECTION 2. It shall be the duty of the commissioners of said county to maintain and keep up said bridges, and to re-build them, or any of them, in the event of the destruction thereof by fire, flood, or other accident. *Maintenance of bridges.*

Bridge over  
Red Bank  
creek.

SECTION 3. That the commissioners of the county of Clarion and the commissioners of the county of Armstrong be and they are hereby authorized and required to erect and construct a county bridge, at the joint expense of both counties, across Red Bank creek, at, or near, Lawsontown, and to keep the same in repair, and re-build, whenever the same becomes necessary.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 769.

## A Further Supplement

To an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth of March, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Officers levying  
and collecting  
taxes for bounty  
purposes, re-  
quired to have  
their accounts  
audited.

That it shall be the duty of the commissioners, supervisors, borough and city councils, school directors, board of election officers, and all other persons and officials who, under the directions and authority of an act of the general assembly, relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four, and the several supplements thereto, proceeded to raise money, by taxation, or otherwise, as the agents, officials, or representatives, of any county, township, ward, city, or borough, for the payment of bounties to volunteers, to have their accounts regularly and legally audited, at the time of auditing other accounts, by the proper board of auditors of the county, township, ward, city, or borough, for which such moneys were so raised and expended.

Auditors to no-  
tify delinquents

**SECTION 2.** That in case any of such accounts of moneys, raised for the payment of bounties as aforesaid, shall not have been audited by the proper board of auditors, as provided in the first section, before the passage of this act, the said auditors, or a majority of them, shall notify the delinquent parties, or officials, having authority to raise money for the payment

of bounties to volunteers, to appear before them, at a time and place fixed by said board of auditors, not less than fifteen nor more than thirty days from the date of such notice, for the purpose of auditing their accounts up to the close of the preceding fiscal year, thence annually thereafter, as provided in the first section; and upon failure of the auditors to attend to their duty, or of the delinquent officials to meet and make a settlement with the board of auditors, as aforesaid, each person, so offending, shall be liable to a penalty of fifty dollars, to be collected, by suit before a justice of the peace, or alderman, as other debts of like amounts are collectable, one-half to be paid to the prosecutor, and one-half to be paid into the school fund of the county, township, ward, borough, or city, for which such delinquent has been acting.

Penalty for neglect of duty.

Fines, how appropriated.

SECTION 3. That it shall be the duty of the auditors, immediately after the settlement, as aforesaid, to prepare a condensed statement of the condition of these finances, and publish the same, at the cost of the district, for three successive weeks, in the two newspapers having the largest circulation in the city, or county.

Statement, &c. Publication.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 770.

## An Act

For the relief of John Scott, late brigade inspector of the Second brigade, Fourth division, Pennsylvania militia.

WHEREAS, John Scott was duly elected and commissioned brigade inspector for the Second brigade, Fourth division, of the state militia, for five years from the first Monday in June, one thousand eight hundred and fifty-nine, and performed the duties of said office:

And whereas, By the act of the eighth of April, one thousand eight hundred and sixty-two, the military tax, out of which his salary was payable, by law, was appropriated to the relief funds of the several counties, for the families of volunteers, in consequence of which he has been unable to receive his salary; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Adams county be and they are hereby authorized and required to ascertain and pay the balance of salary and expenses due John Scott, by law, as brigade inspector of the Second brigade, Fourth division, Pennsylvania militia, out of the funds of said county: *Provided,* The said commissioners shall not allow the said John Scott any further compensation than he has already received for the period prior to the act of April eighth, one thousand eight hundred and sixty-two, if it shall appear to them he could have, by proper diligence, collected the full compensation allowed him, by law, prior to said act of April eight, one thousand eight hundred and sixty-two.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 771.

## An Act

Authorizing persons, whose wives, or husbands, are *non compos mentis*, to sell, mortgage, lease for years and convey, upon ground rent, real estate held in their own right.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any person, whose wife, or husband, being *non compos mentis*, and seized and possessed of real estate, in his, or her, own right, to sell, mortgage, lease for years and convey upon ground rent, the same, or any part thereof, under the direction of the court of common pleas of the proper county, whenever it shall appear to the said court that the wife, or husband, is *non compos mentis*, and that it is the interest of the owner thereof that the same should be sold, mortgaged, leased for years, and conveyed on ground rent, as aforesaid: *Provided however,* Where said husband, or wife, has no estate in his, or her, own right, or one inadequate to his, or her, support, it shall be in the discretion of the said



court, by their order and decree, to make a reasonable provision for his, or her, support and maintenance, out of said rents, or proceeds of sale, or mortgage, so long as he, or she, shall continue *non compos mentis*: *And provided further*, That such sale shall divest such premises from any estate, or claim of dower and estate, as tenants by the courtesy.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 772.

## An Act

To change the width of Camac street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of Camac street, as lies between Germantown avenue and Lawrence street, in the Nineteenth ward, of the city of Philadelphia, be changed and reduced to the width of twenty-five feet, by contracting its lines equally on each side, for the distance aforesaid, so that the centre of the street shall conform to its present line; and all acts of assembly, contrary hereto, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 773.

## Supplement

To an act to incorporate the city of Corry.

Certain provisions amended and construed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of the act, entitled "An Act to incorporate the city of Corry," approved March eighth, one thousand eight hundred and sixty-six, to which this, in addition, is hereby amended, and shall be taken and construed, so as, after the words, "commencing at the south-west corner of lot fifty-one, in the township of Concord, Erie county, Pennsylvania; thence running north to the north-west corner of lot," to read, "thirty-three," instead of "fifty-three," as erroneously stated in said act.

Repeal.

City divided into wards.

SECTION 2. Section second of the act, to which this is in addition, is hereby repealed, and the following provision is enacted in place thereof: "The city councils of said city shall have power and are hereby authorized to divide said city into so many wards, with such boundaries as they may prescribe, and such boundaries to alter and change, and to increase, or diminish, the number of such wards as such city council shall think for the best interest of the city and the public good; such wards shall thereafter constitute separate election districts, and all elections, in said city, thereafter, shall be held at such places, in such ward, as may be designated by said city council, or by the mayor of said city; the city council shall have power to determine what ward officers shall be elected, and to prescribe their duties, powers, terms of office and compensation, where not otherwise provided for by act of general assembly; the first election, to be held in any such ward, or wards, shall be conducted by such judges, inspectors and clerks, as shall be appointed by the city councils; and said election and all subsequent elections shall be notified by such city officers as are required, by law, to notify elections, in said city, and shall be conducted by such officers as shall have been elected, or appointed, for that purpose, and according to the general laws regulating elections of township, borough, or city, officers; the return of such election districts of votes for county, or state, officers, shall be made out and returned as is provided, by law, for returns, in other election districts; and returns of votes, for city and ward officers, shall be made to the mayor and select council of said city, within three days after such elections; and the mayor and select council shall, from the returns, so made, ascertain, determine and declare the election of such ward and city officers, and the mayor shall thereon issue his certificate to each person, so elected, and appoint a time and place for such officer to

Election districts.

Elections.

Election of ward officers.

First election.

Subsequent elections.

Notice.

Returns.

Mayor and select council to declare election of officers.  
Certificate.

appear and be qualified to discharge the duties of such office, in the manner required by law, or by ordinance, of said city; all ward and city officers shall hold their offices until removed, or until their successors are duly elected and qualified, or the office is abolished; the mayor may qualify his successor, in office, as well as all other ward, or city, officers."

Terms and duties.  
Mayor authorized to qualify his successor.

SECTION 3. Section fifth of the act, to which this is an addition, shall be taken and construed to mean that the justice of the peace, common constable, assessor, inspectors and judges of election, and auditors of said borough of Corry, in office immediately before said election, shall continue to hold the same office, in said city, until the expiration of the term for which they were elected, and until their successors to such office shall be duly elected and qualified, and shall be vested with the same powers and subject to the same duties and liabilities as under the borough organization.

Certain provisions construed.  
Officers, relative to.

Powers and restrictions.

SECTION 4. The mayor shall have all the powers and privileges, granted by the general laws of the commonwealth, to the burgesses of boroughs; and all general laws of the commonwealth, relating to the burgesses of boroughs, shall be applicable to the mayor of said city, so far as they are not inconsistent with the provisions of this, or other acts, specially relating to said city; and all the power granted to the burgess and town councils of boroughs shall be exercised by the mayor and city councils of said city; and the term city council, in this act, shall be taken and construed to mean the select and common council, whether acting in concurrence, in separate boards, or in joint connections of the two; the city councils may designate the clerk of the select, or common, council, as city clerk, and the party so designated, shall be entitled to all the rights and privileges, and subject to all the duties and liabilities granted to, or imposed upon, the town clerk of townships, or clerk of boroughs; all the provisions of the general laws of the commonwealth, relating to the assessors, auditors, treasurers, high constable, common constable, collector of taxes, school commissioners, justices of the peace, judges, inspectors and clerks of elections, in borough, or townships, shall, as far as practicable, apply to such officers in said city.

Mayor.

City councils.

Term "city council" defined.

City clerk.  
Rights, privileges and duties.

Assessors, auditors, &c., relative to.

SECTION 5. All taxes heretofore levied, in the borough of Corry, and remaining uncollected, at the time of the passage of the act incorporating said city of Corry, shall be collected by the collectors, appointed to collect the same, in the same manner as if such act had not been enacted, and be paid over to the treasurer of said city; and the treasurer of said city shall have its same rights and remedies, against such collectors and their bondsmen, or representatives, to enforce the judgment of such uncollected portion of taxes, as are provided in case of non-payment, by collectors of township, or borough taxes; and all taxes heretofore levied in said borough of Corry, for bounties to volunteers, or to pay the expenses of filling the quota of said borough, under any call for troops, by the President of the United States, are hereby declared valid; and the collector of any part of such taxes, now remaining unpaid,

Uncollected taxes.

Collectors.

City treasurer.  
Remedies against delinquents.

Certain bounty taxes legalized.



Collection au-  
thorized.  
Proviso.

is hereby authorized to collect the same, notwithstanding any error in the levying of said taxes, or in the amount, or per centage levied : *Provided*, That the select and common council, by vote, may exonerate any part of such unpaid bounty, or other tax, if they see fit; all balances of bounty taxes received, over and above the amount required for the object for which they were levied, shall go the use of the city, for city purposes, and any deficit, in the amount of such taxes shall be paid by the city, out of moneys raised and levied for city purposes; said city is hereby authorized to borrow money, to such an amount as shall be necessary to fund the debt of borough of Corry, and in addition thereto, from time to time, to renew existing loans and for other city purposes : *Provided however*, That the indebtedness of said city be not thereby increased more than two per cent. on the last assessment of said city, in any one year, nor in the whole amount, to more than ten per cent on such assessments; the assessor, or assessors, of the township of Wayne, Erie county, are hereby directed and empowered, to furnish to the assessor of said city, a list of all the taxable persons and property, now included in the limits of such city, formerly included in Wayne township, and such list shall be stricken from the assessment rolls and duplicates in Wayne township, and added to the list of taxables in said city, and be treated in the same manner, and subject to the same alterations by the city assessor, or others, as the list of taxables of the borough of Corry, heretofore made out : *Provided*, That all taxes heretofore levied thereon, in Wayne township, shall be collected and accounted for in the manner and by the same officers, as if this act had not been passed.

May borrow  
money.  
Renew loans.  
Proviso.

List of taxables  
to be furnished.

Wayne town-  
ship added to  
city list.

Proviso.

Taxes for high-  
way and other  
city purposes.  
Subjects of  
taxation.

SECTION 6. That said select and common council shall have the power to raise, levy and collect, annually, for highway, and other city purposes, a tax, of not to exceed two per cent. on the assessed valuation of the taxable real and personal property, offices, trades and occupations, within said city, and on the owners of dogs and bitches, not exceeding one dollar on the owner, or keepers, of but one dog, or two dollars on the owner, or keeper, of but one bitch, and to levy and collect such additional tax on the owner, or keeper, of more than one dog, or bitch, and in such rates of increase, as they may deem proper; and all moneys, received into the treasury of said city, from the taxes collected, or from any other source, shall be expended only in accordance with appropriation made by the city council, either specially, or by general ordinance; this section shall be considered as a substitute for the provision of the fourteenth section of the act to which this is in addition, so far as it relates to levying and collecting taxes in said city : *Provided*, That any person, in said city, desiring to perform work on the highways, or streets, of said city, in payment of his, her, or their, tax, shall have the right so to do, by giving notice, in writing, to the mayor, or city clerk, of said city, of such desire, within fifteen days after notice of the levying of such tax shall have been published, by the city councils, in one, or more, newspapers, published in said city, or posted in six, or more, conspicuous places in said city, and

Moneys, how  
expended.

Substitute for  
certain provi-  
sion.

Proviso.

Commutation  
of tax, relative  
to.



within twenty        thereafter performing such work, to the satisfaction of any commissioner appointed by the city councils, upon call, or notice, from such commissioner, so to do: *And provided also*, Such work may be done by a substitute, *Provido.* instead of by the party taxed; after the expiration of said twenty days, the tax shall be collectable in money.

SECTION 7. Any vacancy occurring in either the select, or common, council, by death, or removal from the city limits, or resignation accepted by the board to which he belongs, may be filled by election, either by the board in which the vacancy occurs, or by a special election by the qualified voters, entitled to elect such officers, as the city council may determine; and in case of vacancy occurring in the office of mayor, from any cause, such vacancy shall be filled, at a special election, by the voters qualified to vote at city elections; such special elections shall be ordered by the city councils, who shall cause the same notices of time and place of election to be given, as in case of the annual election; and such election shall be conducted, and the returns thereof made, in the same manner as at the annual elections.

Vacancies in  
councils, how  
filled.

Vacancy in  
mayoralty, how  
filled.

SECTION 8. The city council shall have power to pass and enforce, in any manner they shall see fit, any ordinances for the regulation and government of said city, for the suppressing and preventing fires, preservation of the peace, quiet and health of the city, and the preservation of order and good government, for the building and repair of roads, drains and sidewalks, and to compel the attendance of any city officer at meetings of either council, and for other municipal purposes, for the prevention and removal of any, or all, nuisances, and shall have power to affix such penalties, by way of fines, or forfeitures, for breach of any ordinances, as they may see fit; such fines and penalties to be recovered, for use of the city, before any police justice, or justice of the peace, in said city, on complaint, and may prescribe, by ordinance, the duties and powers of police officers in said city: *Provided*, That such ordinances shall not conflict with the general laws of the commonwealth.

Ordinances, &c.

Construction  
and repairs of  
roads.

Penalties.

Police.

*Provido.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 774.

*An Act*

To incorporate the Weccacoe Legion of Philadelphia.

Preamble.

WHEREAS, The persons hereinafter named, and their associates, members of the Weccacoe Fire Company of Philadelphia, having served in the army and navy of the United States, during the rebellion, and having been honorably discharged, are desirous of associating themselves together, for the purpose of paying proper military honors to such members as may die, and for no other military purpose whatever; therefore,

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William B. Landon, Charles S. Walto, Edward F. Wallington, William L. Room, Samuel W. Knox, David H. Pidgeon, Frederick Boland, Thomas C. Senatz, John P. Denney, Joseph Ellis, John J. Hartel, James C. Kelter, William C. Zane, Thomas W. Clohosey, Joseph H. Wright, William H. Lee, A. B. Wallen, Alfred Randolph, John B. Michalls, Edward Briggs, James Harris, George W. Perkins, Michael A. Kelley, John B. French, Peter Alexander, Andrew J. Moore, George C. Allen, Charles Jahrans, John Sherwood, Samuel Boyer, John Buch, George W. Loeckner, Theodore F. Hutchings, William Cheeseman, George B. Zane, and their associates, and all others who shall hereafter become members of the said organization, shall be and are hereby created and declared to be a body politic and corporate, by the name, style and title of the Weccacoe Legion of Philadelphia, and by that name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere; and the said association shall and may make and have a common seal, and the same to change, alter and renew, at pleasure, and also to ordain and establish, and put in execution, such by-laws, rules and regulations as may be necessary and proper for the government of the corporation, not being inconsistent with this charter, or the constitution and laws of the United States, or of the constitution and laws of this commonwealth; and elect, or choose, such officers, civil, or military, as may be necessary, and generally to do all and singular the matters and things which to them it shall be lawfully appertain to do, for the well-being of the said corporation, and the due managing of the affairs thereof.

Name.

Privileges.

Seal.

By-laws.

Officers.

Real estate, &amp;c.

SECTION 2. That the said corporation is hereby authorized to accept and take, by demise, grant, bargain, sale, or otherwise, to them and their successors, any estate, or property, real, or personal, and the same to hold and enjoy, or to sell, or convey, lease, or mortgage, as fully and absolutely, in all

respects, as any natural person might do : *Provided*, That the clear annual income of the said corporation, exclusive of donations, gifts, or dues, shall not exceed the sum of five thousand dollars. Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 775.

## A Supplement

To an act, approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six, relating to the borough of Franklin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fourth section of an act of assembly, approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act relating to the borough of Franklin," as relates to the members of the police, street commissioners and members of fire, or hose, companies, be and the same is hereby repealed.

JAMES K. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 776.

## A Supplement

To an act, entitled "An Act to incorporate the M'Neal Coal and Iron Company."

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Limitation. That the corporate privileges, granted by the act to which this is a supplement, shall continue for the term of forty years from the passage of the said act.
- Division of capital stock. **SECTION 2.** The said corporation is hereby empowered to divide their capital stock into shares of ten dollars each.
- Increase of capital. **SECTION 3.** The said corporation may, from time to time, increase their capital stock, in the manner authorized by their charter, to any amount, not exceeding three millions of dollars, in the whole, they paying the same bonus, on such additional stock, as required by the charter upon the original stock.
- Directors, relative to. **SECTION 4.** The said company may, from time to time, increase, or change, the number of their directors, but so that there shall never be less than five nor more than nine: *Provided,* The provisions of this bill shall not extend to the counties of Huntingdon, Centre, Westmoreland, Clearfield, Bedford and Cambria.
- Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 777.

## An Act

To alter Race street, in Greenville, county of Mercer.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That Race street, in the borough of Greenville, Mercer county, be and is hereby changed, so as to run at right angles with Clinton street, in said borough, from Clinton street to the southern boundary of said borough, as if originally so laid out.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 778.

## An Act

To authorize the town council of the borough of Milton to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Milton, under the corporate seal of the same, are hereby authorized and empowered to sell and convey, by good and sufficient deed, or deeds, to the several persons owning lots immediately fronting upon either side of that portion of lower Market street, in the said borough, lying between Peach alley, on the east, and Mill alley, upon the west, so as to make Market street aforesaid of a uniform width, from Third street, on the east, to Front street, on the west, for such prices, or sums of money, as may be severally agreed upon by and between the parties; the purchase money arising from the said several sales to be paid into the borough treasury, for the use of the borough of Milton.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 779.

**An Act**

Relative to the selling of church property, in Upper Paxton township,  
Dauphin county.

WHEREAS, A certain lot of ground was purchased in Upper Paxton township, Dauphin county, in the year one thousand eight hundred and forty-eight, and a church edifice thereon erected, for the use of a congregation belonging to the denomination called the German Reformed church, and known as the Jacob's congregation of the German Reformed church of Upper Paxton township, the title to which was vested in certain trustees and their successors, for the use of said congregation :

*And whereas,* The said congregation has recently become extinct, by reason of their having joined and merged themselves with another congregation of the same denomination, known as the David's congregation of the German Reformed church of said township, and which last named congregation held their meetings in the church edifice, belonging to the said David's congregation, the church edifice of the said Jacob's congregation has thereby become useless for said purpose, and is now threatened with dilapidation and decay ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Sultzbach, the only surviving trustee, in said late Jacob's congregation, be and he is hereby authorized and empowered to sell and convey the said lot of ground, with its buildings and improvements thereon erected, to the best possible advantage, and in the manner and form as he may deem best, and make title therefor, and apply the proceeds thereof to the benefit of the said David's congregation of the German Reformed church, in Upper Paxton township, towards repairing the church edifice of said David's congregation, or towards the erection of a new church edifice, by said David's congregation, should said congregation so determine.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 780.

## An Act

To authorize James F. Wood, bishop of Philadelphia, to sell certain real estate, situate in the city of Carbondale, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James F. Wood, bishop of Philadelphia, and his successors, are hereby authorized to sell, grant and assure, all that lot of ground and messuage, situate on the northern side of the public square, in the city of Carbondale, Luzerne county, bounded on the west by lot of Samuel Raynor, on the east, by lot of Philip Wilson, on the north, by lot of Thomas Kirwin, and on the south, by the public square, aforesaid, being the same lot of ground conveyed by Patrick Prendergrast to Francis Patrick Kendrick, bishop of Philadelphia, and his successors, for the uses and purposes therein mentioned, and to such person, or persons, in parcels, or altogether, for such price, or prices, and for such estate, or estates, as the said bishop and his successors shall determine.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 781.

## An Act

Relating to bounty taxes, in the township of Clifford, Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the proper authorities in the township of Clifford, Susquehanna county, are hereby authorized and empowered to

assess and collect sufficient bounty taxes, in said township, to pay all of said taxes within two years from the passage of this act: *Provided*, The same shall be levied subject to the act exempting certain persons, who have been in the military service of the United States, and been honorably discharged therefrom, from the payment of bounty tax and militia fines, approved one thousand eight hundred and sixty-six.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 782.

## A Supplement

To an act for establishing and building a bridge across the river Lehigh, at Bethlehem, approved April third, one thousand seven hundred and ninety-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Authorized to  
change location  
of bridge.

That the Lehigh-Bethlehem bridge company may remove the location of their bridge, from its present site to any point on the river Lehigh, between the present location and the eastern line of Saucon avenue, in the borough of South Bethlehem, either by constructing a new bridge, or removing the existing one; and in the event of the construction of a new bridge, they may dispose of the old bridge as they may deem best, or they may, at any time, sell their present bridge at public, or private, sale: *Provided*, That for such removal, or sale, the consent, in writing, of at least such number of stockholders representing two-thirds of the stock must be obtained.

Proviso.

Votes of stock-  
holders.

SECTION 2. That all persons and associations, being the holders of any stock of said company, shall be entitled to the following number of votes: For every share under five, one vote; for all shares over four, and less than ten, collectively, four votes; and for ten shares, and over, collectively, five votes; proxies to be dated not less than three months previous to any election.



SECTION 3. That the said company is hereby authorized to <sup>Increase of capi-</sup> increase their capital stock to any amount they may deem <sup>tal, relative to.</sup> necessary, not exceeding the sum of fifty thousand dollars.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 783.

## An Act

Authorizing the commissioners of Perry county to pay the supervisors of Madison township, five hundred dollars to make a Mountain road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Perry are hereby authorized and required to appropriate the sum of five hundred dollars, out of any money, in the county treasury of the said county, not otherwise appropriated, for the purpose of aiding the township of Madison, in said county, in making a mountain road, recently laid out, over the Canococheagun mountain, in said township, by James Black, V. G. Tressler and John Ritter, from a point beginning at the bridge at Buffalo creek, near Samuel Hench's saw-mill, to a point in the public road, leading from Loysville to Bealtown, near John Bruiler's residence, and confirmed at the January sessions of the court of quarter sessions of Perry county.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 784.

**An Act**

Relating to collection of poor taxes, in Mount Carmel township, Northumberland county.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any poor taxes assessed on any unseated lands, in Mount Carmel township, in the county of Northumberland, shall not be voluntarily paid by the owner, or owners, thereof, the collector, or overseer of the poor of the said township, as the case may be, shall certify the same to the proper county commissioners, as is now directed in the case of road and school tax; and the commissioners shall enforce the collection thereof, with the taxes assessed on unseated lands, for county purposes; and when so collected, said tax shall be paid to the overseers of the poor of said township, by orders drawn on the county treasurer: *Provided*, That the poor taxes, for the years one thousand eight hundred and sixty-four, and one thousand eight hundred and sixty-five, remaining unpaid, shall be returned by the respective overseers, or collectors, before the first day of May, one thousand eight hundred and sixty-six, and included in the sales for taxes, to be made by the treasurer in June, one thousand eight hundred and sixty-six.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 785.

## An Act

To incorporate the Lehigh Mountain Springs Water-Cure and Hotel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James T. Borheck, Charles B. Daniel, C. M. Knauss, Corporators. Abraham Stout, Charles W. Rauch, F. H. Oppelt, Emile Doster, or a majority of them, and their associates, and all persons who may now, or hereafter, be holders of the stock hereinafter mentioned, shall be and are hereby declared to be constituted a body politic, or corporate, by the style of the Lehigh Mountain Springs Water-Cure and Hotel Company, to have perpetual succession, to be capable in law of suing and being sued, to have a common seal, and the same to alter, or renew, at pleasure, and to have, hold, receive, enjoy and take, either by absolute conveyance, in fee simple, or otherwise, such real estate as may be necessary to, and proper for, the maintenance, continuance and enlargement of the Lehigh Mountain springs, near the borough of Bethlehem, with such supplementary buildings, or grounds, as shall, or may, be adapted to, and form part of the general design thereof, for the accommodation, treatment and use, of such persons as may be desirous of renting and occupying the same; and the said real estate, or any part thereof, when, in the opinion of the said corporation, it may be proper so to do, to sell, convey, lease, or mortgage, to any person, or persons, who may desire to purchase, lease, or lend, money on the security of the same: *Provided however,* That if the said company, or their lessee, shall knowingly permit any intoxication, or gambling, in their said house, the privileges hereby granted shall cease. Style.  
Privileges and powers.  
Proviso.

SECTION 2. That the capital stock of said corporation shall not exceed one hundred thousand dollars, and shall be divided into shares of fifty dollars each; that it shall be held as personal property, and as such, be transferred as the by-laws may provide, and each share of said stock shall entitle the holder thereof to one vote, in all meetings of the stockholders of said company, to be given either in person, or by proxy; and for the purpose of obtaining subscriptions to the said capital stock, books shall be opened under the before-mentioned corporators, or any five of them, at such time and place, or places, as they may deem expedient, and payment may be made for the whole, or any part, of such subscriptions, either in lands, other property, or money, and if in lands, or other property, then at such price, or valuation, as may be agreed upon by those receiving such subscriptions; and in case the said company shall organize, and proceed to act as a corporate Capital stock.  
Transfers.  
Votes.  
Subscriptions.  
Payment, how made.

body, before a sufficient amount is subscribed to the capital stock, for the profitable management of the affairs of said company, the president and directors of said company shall have power, at any time thereafter, and as often as they may deem necessary, and without opening anew books of subscription, to receive further subscriptions to said capital stock, and to augment the same to such an amount as may be fixed and authorized at any general meeting of the stockholders of said company.

Additional sub-  
scriptions.

SECTION 3. That the affairs of said company shall be managed by the persons named in the first section of this act, provided they are stockholders, who are hereby constituted directors of the said company, until directors shall be elected, as hereinafter provided; and in case of the decease, or refusal, of one, or more, of said persons to act, the remaining directors shall have power to select other persons as directors in their stead; and whenever an amount of capital stock of the said company shall be subscribed, sufficient, in the judgment of said directors, to justify it in proceeding to the prosecution of its business, a general meeting of the stockholders shall be held, at such time and place as shall be fixed by such directors, at which a president and four directors shall be elected, to serve for the term of one year thereafter, and until the next election; and subsequent elections, for president and directors, shall be held annually, thereafter, at such place as the by-laws shall prescribe: *Provided*, That a failure to elect a president and directors shall not work a forfeiture of this charter.

Corporators to  
be directors un-  
til first elec-  
tion.

General meet-  
ing, and elec-  
tion of officers.

Proviso.

Who may sub-  
scribe stock, or  
purchase bonds  
of.

SECTION 4. That it shall be lawful for any incorporated bank, railroad company, manufacturing, coal, or iron, company, to subscribe to the capital stock of the said Lehigh Mountain Springs Water-Cure and Hotel Company, or to purchase the bonds of said company; and the bank, railroad company, manufacturing, coal, or iron, company, so subscribing, may be represented at the election of said company, by such person, or persons, as they may, severally, appoint for that purpose.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 786.

## An Act

Authorizing the town council of the borough of Ashland to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Ashland be and they are hereby authorized and empowered to borrow, on the credit of said borough, any sum, or sums, of money, not exceeding thirty thousand dollars, and to issue coupon bonds, or certificates of indebtedness, under the corporate seal of said borough of Ashland, attested by the president and secretary of the council, for the time being, in sums of not less than fifty dollars each, payable at the expiration of fifteen years, or any shorter period, not less than five years, and no sum, greater than ten thousand dollars, payable in any one year, at the discretion of said council, from the date of issue, bearing the lawful rate of interest; which interest shall be payable semi-annually, to the holder, or holders, of such bond, or bonds, certificate, or certificates; and which coupons, or certificates of interest, shall be, at all times, receivable in payment for borough taxes; and the said town council shall have authority, from time to time, and as often as the same may be necessary, to raise, by taxation, in the manner pointed out by existing laws for that purpose, such sum, or sums, of money as may be necessary to pay off the principal and interest of said bond, or bonds, certificate, or certificates: *Provided*, That the rate of taxation for said purpose, and all other borough purposes, shall not exceed, in the whole, ten mills: *Provided*, That such money, when borrowed, shall be applied to the making, grading and repairing of the streets, alleys and lanes, and making and repairing culverts, within the limits of said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 787.

*An Act*

Authorizing the Pennsylvania Railroad Company, the Harrisburg, Portsmouth, Mount Joy and Lancaster Railroad Company, and the Reading and Columbia Railroad Company, to construct and build a bridge, for public convenience, over their respective railroad tracks, at the crossing of the public road, leading from the Lancaster and Litiz turnpike road to the Lancaster and Harrisburg turnpike road, in the village of Dillerville, in Manheim township, Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That within one year from and after the passage of this act the Pennsylvania Railroad Company, the Harrisburg, Portsmouth, Mount Joy and Lancaster Railroad Company, and the Reading and Columbia Railroad Company are hereby authorized to construct and build a joined and continuous substantial bridge, for public convenience, across their several railroad tracks, at the crossing of the public road leading from the Lancaster and Litiz turnpike to the Lancaster and Harrisburg turnpike road, in the village of Dillerville, Manheim township, in the county of Lancaster.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 788.

*An Act*

To incorporate the Perry Warm Springs Hotel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That A. L. Sponsler, Robert M. Henderson, John Greason, Jacob Rheem, John Hays, William T. Dewalt and John D. Crea, and their associates, and all persons who may now, or hereafter may, be holders of the stock, hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style of the Perry Warm Springs Hotel Company, to be located in the county of Perry, to have perpetual succession, to be capable, in law, of suing and being sued, to have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, by absolute conveyance, in fee simple, such real estate as may be necessary for the use of the said company, and the said real estate, or any part thereof, when, in the opinion of the said company it may be proper so to do, to sell and convey to any person, or persons, who may be desirous of purchasing the same : *Provided however*, That if the said company, or their lessees, with their knowledge, shall knowingly permit any intoxication, or gambling, in their said house, the privileges, hereby granted, shall cease; and that the said company shall not themselves engage in the business of hotel keeping.

Style.  
Location.  
Privileges.

*Provided*, That if the said company, or their lessees, with their knowledge, shall knowingly permit any intoxication, or gambling, in their said house, the privileges, hereby granted, shall cease; and that the said company shall not themselves engage in the business of hotel keeping.

Proviso.

SECTION 2. That the capital stock of said company shall be ten thousand dollars, to be divided into shares, of one hundred dollars each, with power to increase the same, from time to time, by a vote of the stockholders, at a meeting convened for that purpose, as much as, in their opinion, may be necessary to carry out the true intent and meaning of this act, and that it shall be held as personal property, and as such be transferred, under such regulations as the corporators shall judge convenient.

Capital stock.  
Shares.  
Increase.

SECTION 3. That a general meeting of the corporators shall be annually held, on the first Tuesday of July, for the election of five managers, and the transaction of other business; but if such meeting, or election, shall not then take place, the corporation shall not, for that cause, be dissolved, but such meeting, or election, shall take place as soon thereafter as may be, one month's public notice thereof being first given, by publication in at least two of the most convenient newspapers.

General meeting, and election of managers, relative to.  
Failure to elect, not to dissolve, &c.

SECTION 4. That the election of managers shall be by ballot, from among the corporators; and that in the enactment of by-laws for the government of the corporation and its officers, and in the decision of all questions, whether of election of officers, or disfranchisement of corporators, either because of their delinquency in paying for the amount of stock by them purchased of the corporation, or for other causes, and at all questions at the meetings of the corporation, the corporators present, either by person, or by proxy, shall severally vote once for each share of stock held by them.

Election, how conducted.  
By-laws.

Votes.

SECTION 5. That the managers shall continue in office until their successors be elected, shall elect a president from among themselves, shall supply vacancies in their number, whether occasioned by death, resignation, or refusal to act, and shall have the general and entire control of the affairs and interests of the company, except so far as may be otherwise provided for by the corporators; three members shall be a quorum at these meetings.

Term of office of managers.  
President.  
Vacancies.  
Quorum.

Corporators to  
be managers  
until first elec-  
tion.

Reservation.

SECTION 6. That until other officers shall be duly elected, the persons, named in the first section of this act, shall be held to be managers of the said corporation, and shall have power and authority as such.

SECTION 7. That if the said corporation shall, at any time hereafter, misuse, or abuse, any of the chartered privileges, hereby granted, the legislature may, at any time, resume all and singular the rights, liberties, privileges and franchises, hereby granted to the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 789.

## An Act

Changing and fixing the time of electing the directors and officers of the Meadville Telegraph Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the second section of the act, entitled "An Act to incorporate the Meadville Telegraph Company," providing for the election of directors and officers of the company, be and the same is hereby so amended, that the elections therein provided for, shall take place on the second Monday of June next, and annually thereafter, on the second Monday of June, after two weeks' notice in one, or more, newspapers, published in the city of Meadville.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 790.

**An Act**

To enable the administrators of the Hon. James T. Hale, late of Centre county, deceased, to sell real estate.

WHEREAS, The Hon. James T. Hale, late of the county of Centre, in the commonwealth of Pennsylvania, died seized (amongst other lands) of certain lots in Central City addition to Milesburg, in Boggs township, Centre county, aforesaid, of certain wild, or unseated, lands, situated in several of the counties of this commonwealth, of certain real estate at Chestnut Hill, in the city of Philadelphia, and as tenant in common with E. C. Humes, H. N. M'Allister and A. G. Curtin, of certain real estate, situated in Centre and Mifflin counties :

Preamble.

And whereas, The said James T. Hale died possessed of certain valuable personal property, in the nature of stocks, and so forth :

And whereas, It cannot yet be ascertained, or known, whether the personal estate of the said James T. Hale will be sufficient to pay his just debts, and the widow and heirs of the said decedent, being desirous of retaining some of the personal property, in preference to the aforesaid real estate, and believe it would be greatly to their interest that the aforesaid real estate be sold, and the proceeds thereof applied to the payment of debts, and some of the personal property retained ; therefore, for the purpose of enabling the administrators of the said James T. Hale, deceased, to make sale of real estate for the payment of debts, without first exhausting the personal property of the said decedent's estate, for that purpose,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. C. Humes and Adam Hoy, administrators of, and so forth, of James T. Hale, late of Centre county, deceased, or the survivor of them, and they and the survivor of them, are hereby authorized and empowered to sell, either at public, or private, sale, without an order from the orphans' court, any, or all, of the town lots, in Central City addition to Milesburg, and any, or all, of the wild, or unseated, lands, situate in the commonwealth of Pennsylvania, and the real estate at Chestnut Hill, in the city of Philadelphia, of which the said James T. Hale died seized, either as sole tenant, or tenant in common ; and also, the real estate, situated in the counties of Centre and Mifflin, of which the said James T. Hale died seized, as tenant in common with E. C. Humes, H. N. M'Allister and A. G. Curtin ; and also, the real estate, situate in Centre county, of which the said James T. Hale died seized, as tenant in common with E. C. Humes : *Provided*, That before any sale, or sales, shall be made by the said administrators,

Administrators authorized to sell real estate, &c., without obtaining order of court therefor.

Proviso.

Administrators to give bond, to be approved by the court.

Court may, in certain cases, require administrators to give additional security.

Returns of sales to be made to orphans' court of Centre county.

Confirmation.

Proviso.

On compliance with terms, &c., deeds to be made to purchasers.

Title.

or the survivor of them, in pursuance, or by virtue, of this act, they, or the survivor of them, shall give bond, or bonds, to the commonwealth of Pennsylvania, in such sum, or sums, as shall, or may, be directed by the orphans' court of Centre county, and with good and sufficient surety, or sureties, to be approved of by the said court; which bond, or bonds, shall be conditioned for the faithful application of the proceeds of such sale, or sales, according to law.

SECTION 2. Whenever it shall appear to the said orphans' courts, on the petition and showing of any one having an interest in the said estate, that the bond, or bonds, given by the said administrators, or either of them, or the survivor of them, as hereinbefore directed, is, or are, insufficient, in amount, or that the said administrators, or either of them, or the survivor of them, are, or is, insolvent, or likely to become insolvent, or their, or his, surety, or sureties, is, or are, insolvent, or likely to become insolvent, the said orphans' court shall direct such other bond or bonds, and surety, or sureties, to be given by the said administrators, or either of them, or the survivor of them, as, in the opinion of said court, will be requisite and adequate to secure the said decedent's estate from loss.

SECTION 3. Whenever any sale, or sales, shall have been made, in pursuance of this act, the said administrators, or the survivor of them, shall make returns to the orphans' court of Centre county, stating therein the property sold, the name, or names, of the purchaser, or purchasers, whether the sale, or sales, was, or were, made by private, or public, sale, the amount to be paid therefor, and the terms of payment; which sale, or sales, so made and returned, shall be approved, or confirmed, by the said court, in like manner as sales made in pursuance of an order from the said orphans' court: *Provided*, That the said orphans' court shall not approve, or confirm, any sale, or sales, so made and returned, as aforesaid, unless the said sale, or sales, shall have been approved, in writing, endorsed, on such return, by the widow, and heirs and guardian of the minor heirs of the said James T. Hale, deceased.

SECTION 4. When any sale, or sales, made in pursuance of this act, shall have been approved, or confirmed, by the orphans' court of Centre county, as provided in the preceding section, the said administrators, or the survivor of them, shall make, execute and deliver to the purchaser, or purchasers, upon the payment of the purchase money, or securing the same to be paid within a reasonable time, a good and sufficient deed, or deeds, conveying the real estate, so sold, to the purchaser, or purchasers, in fee simple; and the land so conveyed shall vest in the purchaser, or purchasers, as fully, to all intents and purposes, as the said James T. Hale held the same, at and immediately before the time of his death.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 791.

## An Act

To incorporate the Garnet League of Harrisburg.

WHEREAS, An association has been formed, in the city of Harrisburg, which has for its object the moral and educational improvement of the freedmen, and the assistance of those whose condition entitle them to charity, the encouragement of all purely philanthropic movements, calculated to promote the material interests of the colored people, the stimulation of a higher standard of literature, and a more cultivated civilization, and the organization of auxiliaries, either upon this continent, or elsewhere, to advance the prosperity of the freedmen, by sending among them, as numerous as possible, their own kith and kin as teachers and ministers, to instruct them in all the moral and religious duties pertaining to civilized communities; therefore.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That John E. Price, Joseph B. Pople, E. C. Williams, Alexander T. Harris, Martin Perry, A. E. Amos, T. Morris Chester, M. G. Williams, and such other persons as have been, or may hereafter be, associated with them, for the purpose of said association, are hereby erected into and declared to be a body politic and corporate, by the name, style and title of the Garnet League of Harrisburg, and by the same style and title shall have perpetual succession, and may purchase, take and hold, by gift, grant, remise, bargain and sale, devise and bequest, or by any other lawful mode of conveyance, any lands, tenements, goods, chattels and estate, real, personal, or mixed, and the same, or any part thereof, from time to time, may sell, alien, mortgage, or otherwise dispose of, and may have a common seal, which they may alter and renew at their pleasure: *Provided*, That the clear yearly value, or income, of all the estate and property of the said corporation, including interest on all moneys by them lent, shall not exceed the sum of ten thousand dollars, exclusive of the real estate, in the actual occupancy of the corporation.

**SECTION 2.** That the officers of the said corporation, hereafter to be elected, shall be a president, four vice presidents, one, or more, recording secretaries, one, or more corresponding secretaries, a treasurer and assistant treasurer, and a board of twelve directors; all of whom shall be elected at an annual meeting, to be held on the last Wednesday of August, for one year, or until their successors shall be duly elected and installed: *Provided*, That the number of directors may be increased, by the pre-payment of the sum necessary to constitute a life director.



- Members.** **SECTION 3.** That the duties and rights of the members of the said corporation, the powers and franchises of the officers thereof, the mode of supplying vacancies in office, the times of meeting of said corporation, or its officers, the number which shall constitute a quorum thereof, respectively, at any such meeting, the mode of electing, or admitting members, the times of their admission, and the causes which justify their expulsion, and the manner of effecting the same, the method in which the object of the corporation is to be carried on, and the mode and manner in which the property of the said corporation shall be divided and appropriated, in case of a dissolution of the said corporation, or winding up of its affairs, shall be regulated by the constitution, by-laws and ordinances of said corporation, which they are empowered to make, and alter in the manner which may be therein mentioned: *Provided*, That the said constitution, by-laws and ordinances shall not be repugnant to, or inconsistent with, the constitution and laws of the United States, or of this commonwealth.
- Officers.**
- Vacancies.**
- Quorum.**
- Admission.**
- Expulsion.**
- Object.**
- General management.**
- By-laws.**
- Proviso.**
- Certain persons to act as officers, until annual election.** **SECTION 4.** That the following officers, elected by the afore-said association, at its annual meeting, in August, one thousand eight hundred and sixty-five, shall hold their respective offices, under this charter, until the next annual election, in August, one thousand eight hundred and sixty-six, and that any vacancies occurring therein, before the next annual meeting, may be filled in the manner provided in their by-laws and ordinances, to wit: President, John E. Price; vice presidents, Joseph B. Pople, Martin Perry, E. C. Williams, A. E. Amos; recording secretary, Alexander T. Harris; corresponding secretary, T. Morris Chester, and treasurer, M. G. Williams.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 792.

## A Supplement

To an act, entitled "An Act to authorize the superintendent of common schools of York and Lancaster counties to draw funds from the county treasury, to defray the expenses of teachers' county institutes therein," extending the same to the counties of Perry and Indiana.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the above-mentioned act are hereby extended to the counties of Perry and Indiana.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 793.

## An Act

Supplementary to an act, entitled "An Act appointing commissioners to run and establish the line between the counties of Warren and M'Kean, and for other purposes," approved the sixteenth day of April, Anno Domini one thousand eight hundred and forty-five.

WHEREAS, The commissioners, appointed by the first section of the act to which this is supplementary, have failed to perform the duties therein assigned to them; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Patrick Faulkner and John Williams, of Warren county, and Robert King, of M'Kean county, be and they are hereby appointed commissioners, in lieu and place of the commissioners appointed by the first section of said act of April six-

Preamble.

Commissioners.

- To fix boundary line.      teenth, one thousand eight hundred and forty-five, to run, mark and permanently fix the boundary line between the said counties of Warren and M'Kean : *Provided*, That the said line shall be run and fixed in accordance with the provisions of the said first section of the said act of April sixteenth, one thousand eight hundred and forty-five, and also in accordance with the provisions of the fifth section of the act, approved February twenty-fourth, Anno Domini one thousand eight hundred and forty-seven, entitled "An Act to appoint commissioners for the purpose of keeping in good order and repair that part of East and West State road west of Fayette Corners, in the county of M'Kean, and for other purposes :"
- Proviso.      *And provided also*, That said commissioners shall mark the said boundary line of said counties, as run and fixed by them, at its intersection with each of the highways of said counties, with suitable blocks of stone, to be set into the ground at least two feet : *And provided further*, That in the event of the inability, or refusal, to act, of any one of said commissioners, the other two are hereby authorized and empowered to supply such vacancy, by appointing another person to act as commissioner in his place.
- Proviso.      *SECTION 2.* That the said commissioners shall make a survey and draft of the boundary line, so run and fixed by them, and shall file a copy thereof, duly certified to, by them, in the proper office, in each of the said counties of Warren and M'Kean.
- Survey and draft, relative to.      *SECTION 3.* That said commissioners shall receive, for their services in the premises, the sum of three dollars, each, per day, for the time they are actually employed upon the duties of their appointment ; and that the expenses incurred, for the running and fixing of said boundary line, shall be paid equally by the said counties of Warren and M'Kean.
- Compensation.      *SECTION 4.* That the provisions of the said first section of the act of April sixteenth, Anno Domini one thousand eight hundred and forty-five, and of the said fifth section of the act of February twenty-fourth, Anno Domini one thousand eight hundred and forty-seven, so far as the same are not inconsistent with it, or supplied by the provisions of this act, are hereby declared in full force.
- Certain provisions re-enacted

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 794.

## An Act

Entitled "An Act repealing existing laws relating to killing beasts of prey, so far as related to the county of Venango."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all laws and acts of assembly of this commonwealth, relating to the payment of bounties for the killing of wolves, bears, foxes, and all other beasts of prey, be and the same are hereby repealed, so far as the same relate to the county of Venango.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 795.

## An Act

To authorize the school directors of Haycock township, in the county of Bucks, to levy a tax, to refund money advanced by individuals to pay bounties to substitutes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Haycock are hereby authorized and required to levy, assess and collect, from all taxable male citizens who were liable to the draft under any of the calls made by the President of the United States, for men to enter the military service of the United States, for the suppression of the late rebellion, now residing in the said township, and who was therein liable, a *per capita* tax, not exceeding fifteen dollars. *Per capita tax authorized.*

Tax on real and personal estate, authorized. SECTION 2. The said school directors are further authorized and empowered to levy and collect a tax, for the purposes aforesaid, on all real and personal property now subject to county taxation; and the said school directors are hereby

Rate.

vested with full power to tax the said real and personal property, at such rate as, with the *per capita* tax aforesaid, will raise a sum sufficient to re-pay the sums advanced, with the costs of the collection; or, as their judgment may determine, to have the power, hereby conferred, to levy a *per capita*, and raise the whole sum necessary, for the purposes aforesaid, by a tax levied upon the said real and personal property; and they are hereby further empowered to make the assessment, in either event, at such rate per centum as they shall deem necessary: *Provided*, That no assessment shall be made against, or tax collected from, any person now in the township of Haycock, who, while residing elsewhere, contributed to the county fund, and paid assessments on account of bounties in other districts.

Proviso.

Powers of school directors, relative to collection, &c.  
Proviso.

SECTION 3. The said school directors are hereby vested with the same powers, for the assessment and collection of the tax hereby authorized, as they are now, by law, authorized to employ for the collection of school tax: *Provided*, The said tax shall not be collected from any person, who has been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 796.

## An Act

To enable the county commissioners of Indiana county to appropriate relief funds of said county to pay arrearages of state taxes, and to the county fund.

WHEREAS, The county of Indiana owes the state of Pennsylvania about six thousand dollars, arrearages of state taxes, for the last few years, and the same cannot be collected, at present rates, off of the assessed valuation of property in said county, taxable for state purposes:



*And whereas,* There is now in the treasury of said county an amount of the relief fund, unappropriated, equal, or exceeding, said arrearages of taxes due the state; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the commissioners of the county of Indiana to appropriate so much of the relief fund of said county as may be necessary to pay the state the indebtedness of said county, for arrearages of taxes, for the past few years; and should there be a balance of said relief fund, after paying said indebtedness, it shall be lawful for the commissioners of said county to appropriate said balance to the county fund.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 797.

## An Act

Relating to the improvement of the Youghiogheny Lock Navigation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for William N. Robbins, or his heirs, or assigns, after the first day of July, one thousand eight hundred and sixty-six, to remove the whole of lock and dam number two, in the Youghiogheny river, located partly in Westmoreland county and partly in Allegheny county, being a portion of the improvement of the Youghiogheny Lock Navigation Company, lately purchased by said William N. Robbins, or to remove so much of said lock, and dam number two, as shall be necessary to open out the channel so as not to interfere with, or impede, the navigation of said river at that point: *Provided,* That if a part of said lock and dam shall be removed, nothing herein contained shall be taken, or held, to exempt said Robbins, his heirs, or assigns, as the case may be, from their liability for damages, for any loss or injury that may be sustained, by persons navigating said river, by reason

LAWS OF PENNSYLVANIA,

of any portion of said dam being allowed to remain in said river.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 798.

An Act

To authorize the school directors of the township of Codorus, in the county of York, to levy and collect the whole amount of bounty tax of said township in one year.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the action of the board of school directors of the township of Codorus, in the county of York, in filling the quota of said township, under the different calls of the President of the United States for volunteers, be and the same is hereby legalized, and that said school directors be and are hereby authorized to levy and collect, immediately after the passage of this act, a sufficient amount of tax to discharge the indebtedness of said township, incurred by said school directors in filling said several quotas; and all acts and parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed: *Provided,* No tax, for bounty purposes, shall be levied, or collected, from officers, or soldiers, who have been in the service of the United States, and honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.

No. 799.

**An Act**

To regulate tolls on incorporated toll bridges, on the Juniata river.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no incorporated toll bridge company, on the Juniata river, shall be permitted to charge any person traveling through, or over, their bridge, on foot, or with omnibus, wagon, or vehicle, of any description, more toll than they charge any other footman, or person, traveling through, or over, their bridge, with omnibus, wagon, or other vehicle, of any description, doing the same amount of business, or traveling over the bridge the same number of times; and where said bridge company, or companies, make contracts for toll, by the year, they shall not be allowed to charge one person more yearly toll than they do another, who may cross their bridge the same number of times, with a vehicle, or wagon, of the same kind.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 800.

**An Act**

To incorporate the Girard House Hotel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Isaac C. Price, Hiram Miller, James J. Martin, John H. Rankin, Thomas J. Martin, Edward P. Kelly and William M'Chandles, all of the city of Philadelphia, and their associates, and all persons who now, or hereafter, may be holders

Corporators.

Style.	of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style of the Girard House Hotel Company, to have perpetual succession, to be capable, in law, of suing, or being sued, to
Seal.	have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, either by
Privileges.	absolute conveyance, in fee simple, or upon ground rent, with power to execute the necessary covenant for the securing the payment thereof, all those certain lots, or pieces, of ground, with the buildings thereon erected, known as, and called, the Girard House, situate on the north side of Chestnut street, between Delaware Eighth and Ninth streets, in the city of Philadelphia, with such other lots of ground and buildings as may be adapted to, and form part of, the general plan and design for the said hotel, for the accommodation and use of any parties who may be desirous of renting and occupying the same ; and the said real estate, or any part thereof, when, in the opinion of the said corporation, it may be proper so to do, to sell and to convey to any person, or persons, who may be desirous of purchasing the same, either for cash, or reserving a yearly ground rent thereout, or partly in one mode and partly in the other.
Capital stock.	SECTION 2. That the capital stock of said corporation shall not exceed five hundred thousand dollars, divided into five thousand shares, of one hundred dollars each ; and it shall be
Transfers.	held as personal property, and as such may be transferred, under such regulations as the corporators shall judge convenient.
General meeting, and election of managers.	SECTION 3. That a general meeting of the corporators shall be held annually, on the second Monday of January, for the election of five managers, and the transaction of other business ; but if such meeting and election shall not then take place, the corporation shall not, for that cause, be dissolved, but such meeting and election shall take place as soon thereafter as may be, one week's public notice thereof being first given, in at least three daily newspapers, in the city of Philadelphia.
Notice.	
Elections, how conducted.	SECTION 4. That the election of managers shall be by ballot, from among the corporators ; and that in the enactment of by-laws, for the government of the corporation and its officers, and in the decision of all questions, whether of election of officers, or disfranchisement of corporators, either because of their delinquency in paying for the amount of stock by them purchased of the corporation, or for other causes, and on all questions at the meetings of the corporation, the corporators present, either in person, or by proxy, shall be entitled to one vote for each share of stock held by them respectively.
Votes.	
President.	SECTION 5. That the managers shall continue in office until their successors be elected ; shall elect a president, from among themselves ; shall supply vacancies in their number, whether occasioned by death, resignation, or refusal to act, or otherwise ; and shall have the general and entire control of the affairs and interests of the company, except so far as may be otherwise provided by the corporators ; three members shall be a quorum at these meetings.
Vacancies.	
Quorum.	



SECTION 6. That until other officers shall be duly elected, the persons named in the first section of this act shall be managers of the said corporation, and shall have power and authority as such.

Corporators to be managers until others are chosen.

SECTION 7. That if the said corporation shall, at any time hereafter, misuse, or abuse, any of the chartered privileges hereby granted, the legislature may, at any time, rescind all and singular the rights, liberties, privileges and franchises hereby granted to the said company.

Reservation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 801.

## An Act

To establish a ferry over the Ohio river, at the borough of Rochester, in Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. J. Anderson and J. J. Power, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on the north and south sides of the Ohio river, at and near the borough of Rochester, Beaver county, on the north side, and at Philipsburg on the south side, and to use the river, between said landings, as a public ferry: *Provided*, That said landings shall not obstruct the ascending, or descending, navigation: *And provided further*, That they may lease, or hire, such landings, instead of constructing the same.

Certain persons authorized to establish ferry, &c.

Proviso.

Proviso.

SECTION 2. That the said J. J. Anderson and J. J. Power, their heirs and assigns, shall keep the said ferry in good order and repair, fit for the transportation and passage of travelers, teams and carriages, of all descriptions, and keep good and sufficient boats, and other crafts, and competent and careful ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams and carriages across the river, with all reasonable diligence and care.

To be kept in good order, &c.

Tolls. SECTION 3. That the said J. J. Anderson and J. J. Power, their heirs and assigns, as a remuneration for keeping up, in good repair, the said ferry, shall receive such tolls for carrying persons, teams and carriages, horses and other animals, as may be prescribed by the court of quarter sessions of Beaver county.

Damages, how recovered. SECTION 4. That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, or boats, or other property, or shall take from its moorings any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall, each of them, forfeit and pay to the said J. J. Anderson and J. J. Power, their heirs, or assigns, the sum of twenty dollars, in addition to all damages sustained by the said J. J. Anderson and J. J. Power, their heirs, or assigns, to be recovered as debts of like amount are recoverable.

Prohibition as to other ferries within certain limits. SECTION 5. That all other persons are hereby prohibited from using the said river, for the purpose of a ferry, five hundred yards above, and five hundred yards below, the said ferry; and any person, or persons, violating the provisions of this act, shall forfeit and pay to the said J. J. Anderson and J. J. Power, their heirs and assigns, the sum of one dollar for every traveler, team, head of cattle, horse, or carriage, carried over the river, within the said above-named bounds: *Provided*,

Forfeiture.

Proviso.

That the privileges, hereby granted, shall continue no longer than fifteen years, and that the said ferry, and owners thereof, shall be subject to all general laws of this commonwealth regulating ferries.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 802.

## An Act

To authorize the school directors of Osceola to levy an additional tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Osceola, in Clearfield county, be and they are hereby authorized to levy an additional tax for building purposes, not exceeding twenty-six mills on the assessed valuation thereof, annually, until the building, now being erected, shall be paid for.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 803.

## An Act

To repeal an act, approved the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act authorizing the election of one citizen of the United States, who may be a non-resident of Pennsylvania, as a director of the Philadelphia and Reading Railroad Company, and to ratify such election."

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act, approved the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act authorizing the election of one citizen of the United States, who may be a non-resident of Pennsylvania, as a director of the Philadelphia and Reading Railroad Company, and to ratify such election," be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 804.

**An Act**

To re-audit the account of William Acre, late treasurer of Keating township, in M'Kean county.

WHEREAS, The account of William Acre, late treasurer of Keating township, M'Kean county, was audited by the auditors of said township, on the twenty-fifth day of February, Anno Domini one thousand eight hundred and sixty-three; since which time it has become apparent that injustice will be done, if said auditors' report is to be conclusive between the parties; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors of the township of Keating, in the county of M'Kean, shall be empowered to re-audit and adjust the accounts between the said William Acre and the said township of Keating, and report the same, to have the same effect as though the account had never been heretofore audited.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 805.

**An Act**

Fixing the salary of the governor of the commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the expiration of the term of the present governor, the salary of the governor of this commonwealth shall be five



thousand dollars per annum ; and that all laws, inconsistent herewith, be and the same are hereby repealed.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 806.

## An Act

Authorizing the auditors of Canton township, Bradford county, to hold their annual meeting on the first Monday of May, instead of the fourth Monday in February.

WHEREAS, The auditors of Canton township, Bradford county, failed to hold their annual meeting on the fourth Monday of February, as required by law :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors of Canton township, Bradford county, are hereby authorized to hold their annual meeting, for one thousand eight hundred and sixty-six, on the first Monday of May, instead of the fourth Monday of February, as provided by act of May seventh, eighteen hundred and forty-five.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 807.

**An Act**

To authorize the school directors of Greenwood township, in the county of Perry, to collect certain moneys, subscribed by citizens of said township, to pay bounty to volunteers.

WHEREAS, The citizens of Greenwood township, in the county of Perry, agreed, by subscribing their names to subscriptions, lists, or papers, to pay bounties to volunteers, [in excess of three hundred dollars,] under the several requisitions of the President of the United States, to fill the quota of said township; and said subscriptions, lists, or papers, were drawn in such manner as not to be payable to any particular person, or persons, merely stating: "We agree to pay the sums set opposite our names, to raise money to pay volunteers," et cetera:

*And whereas,* Since the close of the war, a portion of the subscribers refuse to pay the amounts subscribed by them; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Greenwood township, Perry county, be and they are hereby authorized to issue their warrants, levy and collect the full amounts subscribed, by said persons, to said subscriptions, lists, or papers, who have not yet paid the amounts subscribed by them, to pay bounties to volunteers, who have been credited to said township: *Provided,* The said tax shall not be collected from any person, who has been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 808.

**An Act**

Authorizing Sylvania borough, Bradford county, to levy taxes for bounty purposes.

WHEREAS, The burgess and council of the borough of Sylvania, in the county of Bradford, did contract a debt, for the purpose of raising money to pay bounties to volunteers, with the understanding that the same should be paid within one year from date : Preamble.

And whereas, By reason of the limitation contained in the general bounty law of the state of Pennsylvania, approved March twenty-fifth, one thousand eight hundred and sixty-five, restricting the amount of tax to be levied to two per centum, they are unable to fulfil the contract; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of the said borough of Sylvania Bounty tax authorized. be and they are hereby authorized to levy and collect, at any time, a sum, not exceeding two thousand five hundred dollars, for the purpose of paying said indebtedness : *Provided,* That Proviso. the said tax shall be levied and collected in the same manner as the bounty taxes are, by law, levied and collected

SECTION 2 That the burgess and council of said borough, Per capita tax authorized. in assessing the tax, provided for in the first section of this act, shall have power to assess and collect a *per capita* tax, not exceeding five dollars, upon all male taxables residing in said borough : *Provided,* The said tax shall not be collected Proviso. from any person, who has been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 809.

*An Act*

To extend the time of the provisions of an act, entitled "An Act to appoint an auctioneer, in the county of Bedford," approved May first, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time mentioned in the act of assembly, approved May first, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to appoint an auctioneer in the county of Bedford," be and the same is hereby extended for the further period of five years from and after the passage of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 810.

*An Act*

To incorporate the Reform Hospital of Pennsylvania.

Preamble.

WHEREAS, The number of confirmed inebriates, who are lost to self-control, and unable to attend to any business, or who are considered too dangerous to remain at large, is alarmingly on the increase :

*And whereas,* That class of unfortunate individuals are universally excluded from all hospitals in the state, not excepting even the insane :

*And whereas,* It is a notorious and lamentable fact, that the only refuge, or asylum, for the drunkard, is the city station house, or county jail, to which, when too disorderly, he is reluctantly committed, as a criminal, for a few days, or weeks, to be again set at liberty, or discharged from confinement, to



renew his dissipation and distress, or disgrace himself and his relatives, or family :

*And whereas*, Drunkenness is now regarded as a disease, and not a crime, requiring special care and treatment of its victims, in many instances the most talented, and best educated, of the residents of the neighborhoods to which they belong, a number of the citizens of this commonwealth have associated themselves together, for the purpose of establishing the Reform Hospital of Pennsylvania, with the hope of rescuing the neglected, shunned and despised inebriate, from premature death, of a disgraceful grave, and have petitioned the legislature to grant them a charter of incorporation; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Alexander Thackara, Adam Painter, Thomas Mara, Josiah Epstein, George W. Roche, Jacob T. Painter, Martin Roche and Allen M'Collin, or a majority of them, and their associates and successors, be and they are hereby made and created a body politic and corporate, in law and in fact, by the name, style and title of the Reform Hospital of Pennsylvania, and by the same shall have perpetual succession, and may sue and be sued, have a common seal, purchase, hold and convey all lands and tenements, moneys, goods, chattels and effects, necessary for the use thereof, and immediately connected therewith, and make all needful by-laws, rules, orders and regulations for the management of the same, not contrary to the constitution and laws of this commonwealth, or of the United States, and do all and every other act, matter and thing which any corporation, or body politic, can, or may, lawfully do, in the premises.

**SECTION 2.** That the members of the said corporation, or a majority of them, shall have power to elect a physician, a regular graduate of medicine, as medical director and superintendent, who shall have power to appoint a resident assistant physician, who shall also be a regular graduate of medicine, also a resident assistant superintendent, and such other officers and assistants as may be necessary, for the successful administration and government of the said hospital.

**SECTION 3.** That the members of said corporation, or a majority of them, may have power to organize themselves into a board of managers, or they, or a majority of them, may elect a board of managers, of which the medical director shall be *ex-officio* the president.

**SECTION 4.** That the president of the board of managers be empowered and authorized to supply any vacancy that may occur in the board.

**SECTION 5.** That the board of managers have power to elect a board of visitors, to the Reform Hospital of Pennsylvania, and that the institution shall at all times be open to the inspection of any member of said board.

**SECTION 6.** That no person shall enter, or pass, upon the land, or premises, of the Reform Hospital of Pennsylvania, other than the officers of justice, and those having business

with the officers of the said institution, unless provided with a permit from the medical director and superintendent, or any of the board of visitors of the hospital.

Commitment of  
inebriates, rela-  
tive to.

SECTION 7. That the mayor of a city, the burgess of a borough, or a judge of the court, of the city, or county, in which any inebriate, or habitual drunkard, may reside, shall have the power to commit such inebriate, or habitual drunkard, (provided he is able to pay for his medical treatment and care,) to the Reform Hospital of Pennsylvania, upon the production and filing of an affidavit, by a respectable physician, and the affidavits of two respectable citizens of such city, or county, to the effect that such inebriate, or habitual drunkard, is lost to self-control, and unable to attend to any business, or considered too dangerous to remain at large; but such commitment shall, in no case, be for a longer period than one year.

Affidavit requir-  
ed.

Committee of  
person of ha-  
bitual drunk-  
ard, relative to.

SECTION 8. That the committee of the person of any habitual drunkard, duly appointed, under existing laws, may in his, or her, discretion, commit such habitual drunkard to the custody of the Reform Hospital of Pennsylvania, for medical treatment and care, there to remain at least one year, unless sooner discharged, cured.

Reception and  
retention of in-  
ebriates, rela-  
tive to.

SECTION 9. That the Reform Hospital of Pennsylvania shall have power to receive and retain all inebriates, who may enter it as patients, either voluntarily, or by order of the committee of any habitual drunkard, or by commitment, as provided for in section eight.

SECTION 10. That this act shall take effect immediately.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 811.

## An Act

To incorporate the Pittsburg Gas Saving Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Phillips, John W. Chalfant, William K. Minick, Thomas Smith, R. Biddle Roberts and James O'Conner, and

their associates, are hereby created a body politic and corporate, by the name of the Pittsburg Gas Saving Company, with a capital of sixty thousand dollars, to be divided into six thousand shares, of one hundred dollars each; the object of the said corporation being to effect a saving in the consumption of gas by the use of Boynton's gas multiplier, which is owned and used by the said Pittsburg Gas Saving Company; said company to pay the usual bonus of one-half of one per cent. upon its capital stock, in four equal, annual, payments, and in all things, to be governed by the provisions of the act of July eighteenth, one thousand eight hundred and sixty-three, entitled "An Act relating to corporations for mechanical, manufacturing, mining and quarrying purposes."

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 812.

## An Act

To legalize the election of the municipal officers of the borough of Washington, and supervisors in the township of North Strabane and Union.

WHEREAS, An act of the general assembly was passed, and sent to the governor, authorizing the election of chief burgess and assistant burgess upon separate tickets, and said bill did not receive the signature of the governor, until after the day of the election :

*And whereas*, In the belief that the said bill had been signed by the governor, the municipal officers, and supervisors aforesaid, were elected on said day, as though the said bill had become a law; for remedy whereof,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election of chief burgess and assistant burgess of the borough of Washington, and supervisors, in the townships of North Strabane and Union, in the county of Washington, held on the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six, be and the same is hereby legalized and made valid, and the same shall have the same



effect, in law, as though said bill had been signed by the governor before the day of election.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 813.

## An Act

To authorize the school directors of Mount Pleasant township, Westmoreland county, to apply the excess of bounty money to school purposes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school districts of Mount Pleasant township, Westmoreland county, are hereby authorized to apply the money, which shall remain in their hands, after the payment of all debts incurred in filling the quotas of said township with volunteers, during the late war, to school purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 814.

**An Act**

For the relief of Michael Foley.

WHEREAS, Michael Foley did, under authority of Governor Curtin and General James, recruit a number of men for company B, Curtin Union volunteers, which were afterwards mustered into the Forty-eighth regiment, Pennsylvania volunteers; and the said Foley being sick at the time of muster, was not mustered into the service, he claims pay from the state for this service, and under the act of assembly of April twenty-second, one thousand eight hundred and sixty-two, and the supplement thereto, he cannot be paid, from the fact that he was never mustered into the service; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of claims adjudicate and allow what, in their judgment, they may think right, and that the auditor general issue his warrant for the same, which shall be paid as other military claims are paid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 815.

**A Supplement**

To an act, approved May fourth, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to authorize the sale of the real estate, in the borough of Indiana, of the Indiana Academy."

WHEREAS, The trustees of the Indiana Academy were incorporated by act of assembly, approved March twenty-eighth, Anno Domini one thousand eight hundred and fourteen,

and after such incorporation, the devisees of George Clymer, deceased, on the fifteenth day of June, Anno Domini one thousand eight hundred and fifteen, conveyed to them, by deed, in fee simple, the real estate now held for said academy, in the borough of Indiana :

*And whereas*, The school directors of the common school of said borough, in pursuance of the act to which this is a supplement, sold the said real estate, at public sale, on the first day of March, Anno Domini one thousand eight hundred and sixty-six :

*And whereas*, It is doubted if the deed of the said school directors, to the purchaser of said real estate, and divest the title of the trustees of the Indiana Academy to the same :

*And whereas*, It is desired by the tax-payers of said borough, and all parties concerned in said real estate, that the said sale shall be fully executed, and the money appropriated for the purpose designated in the act to which this is a supplement, and the purchaser thereof have a good title ; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the person who was last elected, and acted as president of the trustees of the Indiana Academy, be and he is hereby authorized and empowered to convey, by deed, in fee simple, all the right, title, interest and claim of, in and to the real estate of said academy, vested in said trustees, by virtue of the conveyance to them, from the devisees of George Clymer, deceased, to the purchaser of said real estate, at the sale of the same, made by the school directors of said borough, on the first day of March, one thousand eight hundred and sixty-six, on his compliance with the terms of said sale, and securing to said school directors the payment of the purchase money ; which purchase money shall be applied to the liquidation of the large debt now existing against said borough of Indiana, by reason of the creation of the commodious building now used for the common schools of said borough.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 816.

**An Act**

Relative to the publication of legal advertisements, in the county of Bedford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all legal advertisements now required, by law, to be published in more than one newspaper, in the county of Bedford, shall hereafter be published in the two newspapers having the largest circulation in said county.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 817.

**An Act**

To increase the tax on dogs, in Crawford county.

WHEREAS, It appears from the annual report of the commissioners of Crawford county, that there is a deficiency of about sixteen hundred dollars in the fund arising from tax on dogs, in said county; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the tax on dogs, in the county of Crawford, shall be, on each dog over four weeks old, one dollar; on all female dogs over four weeks old, two dollars; and for every additional dog, kept about any one house, double the above rates; to be collected and applied as is now provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 818.

## A Further Supplement

To the act, entitled "An Act authorizing the governor to incorporate the Bald Eagle and Spring Creek Navigation Company," passed the fourteenth day of April, one thousand eight hundred and thirty-four.

Preamble.

WHEREAS, The said Bald Eagle and Spring Creek canal has, for a number of years, been badly out of repair, and owing to the heavy freshets of the spring of one thousand eight hundred and sixty-five, is now totally useless, for purposes of transportation :

And whereas, The revenues of the said canal have been, for a number of years, and are at this time wholly inadequate to meet its expenses and repairs, and the stockholders of the said navigation company are unable to advance funds, for necessary repairs, and since, without further legislation, enabling the said company to procure the funds necessary to repair and put in order their canal, the said canal must be abandoned and given up as useless, to the great injury of the citizens of Centre county, and their business interests, and the value of their property ; therefore.

Authorized to  
borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Bald Eagle and Spring Creek Navigation Company be and they are hereby authorized to borrow any sum, or sums, of money, not exceeding three hundred thousand dollars, and issue their bonds therefor, at such rates of interest, and in such sums and terms of payment, as may be agreed upon between the parties, and secure the payment of said bonds, by mortgaging their canal, together with all its corporate rights and franchises, and also the whole, or any part, of their property, whether real, or personal : *Provided*, That no bond shall be issued for a less denomination than one hundred dollars.

Proviso.

Votes.

SECTION 2. That at all future elections, for officers of the said Bald Eagle and Spring Creek Navigation Company, each share of stock shall be entitled to one vote, and for each and every five dollars of the said mortgage loan, each holder thereof shall be entitled to one vote.

Authorized to  
lease canal, &c.

SECTION 3. That it shall be lawful for the said Bald Eagle and Spring Creek Navigation Company to lease their said canal and its appurtenances ; and the person, or persons, body, or bodies, his, her, or their, successors, or assigns, to whom said company may, or shall, lease, or let, said canal and appurtenances, is, or are, hereby authorized and empowered to enter into, make, take and accept the said lease, and have, hold and enjoy the same.



SECTION 4. That it shall be lawful for any other incorporated company to guarantee the bonds of said Bald Eagle and Spring Creek Navigation Company. Guaranty of bonds.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 819.

## A Supplement

To an act in relation to the Mercer Iron and Coal Company, in the county of Mercer, approved the first day of August, one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That of the directors hereafter elected by the Mercer Iron and Coal Company, a majority shall be residents of the county of Mercer, and citizens of Pennsylvania.

Residence of directors, relative to.

SECTION 2. That said company shall hereafter be required to keep their office for doing business, in Mercer county, and not more than five miles from said mines.

Office.

SECTION 3. That hereafter said company shall be required to elect, as president of said company, one of the directors, residing in Mercer county: *Provided*, That hereafter there shall be an election for directors and other officers of said company, held on the first Wednesday of June, in each and every year; and no person, or persons, shall be eligible to any office, in said company, unless he, or they, are *bona fide* owners of not less than twenty-five shares of the stock of said company.

President.

Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 820.

**An Act**

To incorporate the Overland Mining Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That David Weatherby, Junior, Kennedy M'Caw, H. Gillingham, Senior, H. J. Snyder, Charles Pryor, George Wise, Thomas Smith, Joseph R. Dye, Thomas Hayes, Samuel Strock, Benjamin Swain, Joseph M. Mills, Thomas Martin, J. V. B. Hahn, Daniel B. Beitler, David Foy, John Hinkle, E. G. Waterhouse, Reuben Wunder, and their associates, and all other persons who hereafter may be holders of the stock, hereinafter mentioned, are hereby constituted a body corporate and politic, by the name, style and title of the Overland Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in any of the states and territories of the United States, and to obtain therefrom any and all minerals, and other substances of value, whether by working, mining, leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect such works and improvements as may, in the opinion of the managers of the said company, appertain to the business of the said company, and to use, let, lease, sell, or work, the same, and to dispose of the products of the lands, and of the works and improvements, of the said company, as they may deem proper :
Name.	
Privileges.	<i>Provided,</i> That the said company shall pay to the state treasurer, for the use of the state, a bonus of one-half of one per centum upon so much of their capital stock as shall represent property, real, personal and mixed, held in the state of Pennsylvania, payable in four equal, annual, instalments, the first payment to be made in one year after the issue of stock representing property, as aforesaid, and the balance in their equal, annual, payments thereafter; and that the president of the said company shall make certificates in writing, with the corporate seal of the company affixed thereto, to the secretary of the commonwealth, from time to time, of so much of the capital stock of the said company as shall be used in representative property in Pennsylvania, as aforesaid: <i>And provided further,</i> That the said company shall at no time hold more than three thousand acres of land in Pennsylvania.
Proviso.	
Bonus.	
Proviso.	
By-laws.	SECTION 2. That the said company shall have power to make the necessary by-laws to carry out the objects of the corporation, and for the government and direction of its affairs, and to alter, amend, add to, or repeal, at pleasure : <i>Provided,</i> That
Proviso.	

such by-laws shall not be contrary to the constitution of the commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure.

SECTION 3. That the capital stock of the said company shall be five hundred thousand dollars, with liberty to increase the same, from time to time, to a sum not exceeding five millions of dollars; such stock shall be divided into shares, of not less than five dollars each, and shall be deemed personal property, and shall be transferable, in such manner as the by-laws of said corporation shall direct; the said corporation may commence operations, and issue stock, when one hundred thousand dollars of the capital stock has been subscribed, and five per centum thereon paid in, payment of which sum, or for the whole, or any part, of the capital stock of the said corporation, may be made in real estate, or personal property; and the stock, so issued, shall be declared and taken to be fully paid stock, and not liable to further assessments; or when any new subscriptions are made, the shares may be issued at par, or sold for the benefit of holders of the shares theretofore issued.

Capital stock.

Transfers.

Time of commencing operations.

SECTION 4. That the corporators, named in this act, shall elect five, or more, persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Directors.

Quorum.

SECTION 5. That it shall be lawful for said company to establish offices, wherever the business of the said company may warrant, or demand, them, and that their principal office shall be in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold meetings, for the transaction of the business of the company.

Offices.

SECTION 6. That all the rights, powers, immunities and privileges, granted by this act, may be exercised and enjoyed by said company, including the power to mortgage their property, and to issue bonds thereon, or to increase their resources, from time to time, without such pledges, together with the privilege of appointing and removing agents required in carrying out the objects of this charter, with the authority, also, of changing the name and title of the said company; which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of the company; the secretary of the commonwealth shall issue letters patent to the corporators of the said company, after the passage of this act, and acceptance of the same by a majority of the said incorporators.

Rights, powers and privileges, relative to.

Change of name, relative to.

Letters patent.

SECTION 7. That the affairs of the said corporation shall be managed by the directors, as provided for, one of whom shall be elected president, a majority of directors being required for such election; and the directors shall appoint a treasurer and secretary, and such other officers as may be needed, to attend to the business of the said company; a failure to elect directors at any given, or appointed, time, shall not cause, or work, a dissolution of the said corporation; any vacancy occurring among the directors, shall be filled by the remaining

Directors.

Officers.

Failure to elect not to dissolve, &amp;c.



Contracts.

directors; the directors shall regulate and prescribe the manner and form of all contracts, whatsoever, entered into by the said company; all the necessary and incidental powers required in carrying out the provisions of this act, are hereby granted to the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 821.

## An Act

To authorize the trustees of the Presbyterian Congregation of the Upper West Conococheague to sell certain real estate.

Preamble.

WHEREAS, William M'Clelland, of Peters township, Cumberland county, (now Franklin,) Pennsylvania, sold and conveyed, by deed, dated fifteenth October, Anno Domini one thousand seven hundred and seventy-three, to James Campbell, John M'Clelland and James Maxwell, a small tract of land in said township, adjoining lands of Doctor R. Brownson, Josiah M'Kennie, and others, containing five acres and seventeen perches, and allowance, in trust for the use of the congregation now belonging to the Reverend Mr. King:

And whereas, The said congregation was incorporated December first, Anno Domini one thousand eight hundred and thirty, under the name and style of the Presbyterian Congregation of the Upper West Conococheague:

And whereas, The said congregation, having removed to a more eligible place of worship, it is desirable to sell the said tract of land, or so much of the same as is not enclosed as a burial ground, in order that the sum of two hundred dollars of the purchase money may be invested, by the trustees, to keep the said burial ground in continual repair, and the balance appropriated to the use of the said congregation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the trustees of the Presbyterian Congregation of the Upper West Conococheague be and they are hereby authorized and empowered, to sell and convey, in fee simple, all the following tract of land, situated in Peters township, Franklin county, adjoining lands now owned by Daniel Brewer, Peter Brubaker, Senior, Peter Brubaker, Junior, William M'Clelland, A. Benedict, David Lemaster, and the burial ground of the Presbyterian Congregation of the Upper West Conococheague, containing five acres and ninety-eight and one-half perches, neat measure, so that the purchaser, or purchasers, shall take and hold the said premises, so conveyed to him, or them, without any limitation, or liability, whatever, on his, or their part, to see to the application of the purchase money ; and such conveyance, or conveyances, shall vest a perfect and indefeasible title to the premises, so sold and conveyed, in the purchaser, or purchasers thereof. Trustees authorized to sell certain real estate.

SECTION 2. That the said trustees are authorized to invest two hundred dollars, realized from the sale of said land, in such securities as to them shall seem advisable ; the interest of which shall be a fund, to keep the said burial ground in continual repair, and to appropriate the balance to such purposes as will best subserve the interests of said congregation. Proceeds, how to be applied.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 822.

## An Act

Relating to the collection of bounty taxes, in Penns township, Snyder county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the proceedings of the board of school directors of the said township, in levying, assessing and collecting taxes, for bounty purposes, be and the same is hereby legalized, and the board of school directors of the said township be and they are hereby authorized to assess, levy and collect a tax, during

the present year, sufficient to pay the present indebtedness of the said township, or its officer, incurred for bounty purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 823.

## An Act

Authorizing the school directors of the township of Antis, in the county of Blair, to levy and a tax for bounty purposes.

### Preamble.

WHEREAS, On the eighth day of August, A. D. one thousand eight hundred and sixty-four, the citizens of the township of Antis, in the county of Blair, held a public meeting, and resolved that the quota of thirty-five men to be furnished by the said township, for the army of the United States, under the call of the President then made, should be raised by the payment of a bounty :

*And whereas,* It was further resolved, that the school directors of the said township should lay a tax sufficient to pay a bounty of three hundred dollars, to each man to be furnished ; and that the additional bounty to be paid, to fill the said quota, should be raised by subscription :

*And whereas,* A committee was appointed to solicit subscriptions and to procure volunteers to fill the said quota :

*And whereas,* The said committee did fill the said quota, but failed to raise money enough, by subscription, to pay the additional bounty and expenses required in doing so, but paid the same out of their private funds :

*And whereas,* The school directors of the said township, believing it to be unjust that the said committee should bear this burden, are willing to pay the amount thus advanced by them, if legally authorized so to do ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the said township of Antis be and they are hereby authorized and required to audit and settle the accounts of the said committee, within thirty days from the passage of this act, and that, for the amount that

School directors required to audit certain accounts, and levy tax for bounty purposes.

they shall find due the said committee, or any member thereof, they shall levy and collect a tax, upon the same basis and in the same way that the school tax is, by law, levied and collected.

SECTION 2. That the said tax shall be levied and collected, and the amount due paid to the said committee, within six months from the passage of this act: *Provided*, That the property of non-commissioned officers and privates, who have been honorably discharged from service, and the property of widows, minors and widowed mothers of non-commissioned officers and privates, who died in service, is hereby exempt from the provisions of this act. Mode of collection, &c.  
Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 824.

## An Act

Supplementary to an act to incorporate the Harrisburg Gas Company.

WHEREAS, The Harrisburg Gas Company has been obliged to extend their pipes, build new retorts and coal houses, and increase their works to such a capacity as to increase the increasing wants of the city; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Harrisburg Gas Company be empowered and authorized to increase the capital stock of said company to an amount not exceeding one hundred thousand dollars.

JAMES R. KELLEY,

\* Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 825.

**An Act**

To change the venue of certain suits from Butler to Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That three certain actions, now pending in the court of common pleas of Butler county, against Dr. S. S. Christy, being numbers thirty-three, thirty-four and thirty-five, of February term, one thousand eight hundred and sixty-six, wherein John Gallagher is plaintiff, be and the same are hereby removed and transferred to the court of common pleas of Armstrong county, where they shall be tried, judgment and sentence had thereon, with the same effect as if they had been tried in the county of Butler; and all records, in said cases, shall be certified and transferred, by the proper officers of the said court of common pleas of the county of Butler, to the said court of common pleas of the county of Armstrong, for trial aforesaid; and on final judgment, such writs of execution shall be issued as may be necessary to carry the same into full effect: *Provided,* That final judgment shall be subject to writs of error to the supreme court, as in other cases.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 826.

**An Act**

To prevent fishing with seines, in French creek and Conneaut lake, in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That for the period of five years after the passage of this act, it shall not be lawful for any person to fish with a seine, in the waters of French creek, or Conneaut lake, between the first day of May and the first day of October.

Fishing with seine prohibited during certain period.

SECTION 2. That any person violating the provisions of this act shall forfeit, to the use of the common school fund of said county, for each offence, the sum of ten dollars; to be sued for and collected, in the same manner as other debts of a like nature.

Penalty.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 827.

## An Act

To authorize the school directors of Springhill township, Fayette county, to pay certain moneys.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the school directors of Springhill township, Fayette county, be and they are hereby authorized and required to pay, out of any moneys now in their hands, raised for military purposes, to William Sargeant, Thomas Bowell, James Baker, John Deffenbaugh and Aaron Neighbors, each, the sum of three hundred dollars; and if the said directors shall not have, in their hands, a sum sufficient to pay the same, that they be authorized and required to levy and collect, in the manner now prescribed by law, for levying and collecting bounty taxes, so much as may be necessary for the purpose aforesaid: *Provided*, That said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 828.

**A Supplement**

To an act for keeping in repair the public roads of East Bethlehem township, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no persons shall drag logs, or heavy timber, over the roads of East Bethlehem township, without the consent of the persons who may have contracted with the supervisors of said township to keep the roads in repair; and if any person does, without a permit from the person, or persons, who have the care of the roads, they shall be liable to all damages done to the road, and can be sued by the parties interested, and damage recovered the same as trespasses are now acted on according to the laws of the commonwealth.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 829.

**An Act**

Relating to roads, in Mount Carmel township, Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Election of supervisor authorized.

Powers and duties.

That hereafter the qualified electors of the township of Mount Carmel, in the county of Northumberland, shall elect, at their annual township elections, but one supervisor, whose duty it shall be to employ, oversee and direct a sufficient number of laborers to effectually open and constantly keep in repair all

public roads, or highways, according to the provisions of the general road laws of this commonwealth, within said township, and promptly and effectually to execute all the provisions of the same; who shall receive, for each and every day employed in his duties, as supervisors, the sum of two dollars and fifty cents per day. Compensation.

SECTION 2. That the act, entitled "An Act to extend the provisions of the law relating to the selling of the repairing of public roads, in certain townships, in Schuylkill county, to Mount Carmel township, in Northumberland county, and Conyngham township, Columbia county," approved the twenty-first day of March, Anno Domini one thousand eight hundred and sixty-one, and all other acts, inconsistent with the provisions hereof, be and the same are hereby repealed, so far as they relate to the township of Mount Carmel, in the county of Northumberland; and that hereafter the said township shall be subject to the general road laws of this commonwealth, except so far as they are altered and supplied by the provisions of this act: *Provided*, That the supervisor, now elected, shall have all the powers and receive the same pay as the supervisors hereafter elected under the provisions of this act. Subject to. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 830.

## An Act

Relating to the fees of the county treasurer of Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act the treasurer of Lycoming county, in this commonwealth, shall receive, for his salary, three per cent. on all county moneys received and paid out by him: *Provided*, That the said salary shall not, in any case, exceed the sum of one thousand dollars per annum; and

all laws, and parts of laws, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 831.

## An Act

To incorporate the Swiftsure Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Richard F. Loper, William M. Baird, John B. Austin, Thomas Sparks, Archimedes Heckman, and their associates and successors, be and they are hereby incorporated into a body corporate and politic, by the name, style and title of the Swiftsure Transportation Company, and by the said name, style and title, the company shall have perpetual succession, and be able and capable, in law, to sue and be sued, plead and be impleaded, to have a common seal, and to receive, possess and employ, and dispose of, ships and vessels, with their appurtenances, and the steam engines and other machinery necessary and proper for the propulsion and navigation thereof, by the use of steam, and to hold and use all necessary easements for loading and unloading, receiving and delivering merchandize, transported in said ships and vessels, so to be customarily navigated by them; and further, to have all such rights and powers as are, or may be, properly incident to a corporation, having for its object the transportation of goods, wares, merchandize, and the conveyance of passengers and mails, by the means of steam navigation, to and from the city of Philadelphia: *Provided*, That nothing herein contained shall be construed to confer on said corporation any banking, or mining, privileges, or the right to hold real estate, excepting such as may be deemed necessary to accommodate the company's vessels, or such as may be conveyed to said corporation as security for, or in payment of, debt.

SECTION 2. That the five persons, named in the first section of this bill, shall be directors of the said corporation until

Corporators.

Name.

Privileges.

Seal.

Proviso.

Directors.



their successors are chosen, by the stockholders, with power to choose, from amongst their number, a president ; an election for five directors shall be held on the second Tuesday of May, one thousand eight hundred and sixty-six, and annually thereafter ; of which election public notice shall be given of the time and place ; but no failure to elect directors, at the time named, shall work as a non-user, but those in office shall continue therein until others are duly chosen.

SECTION 3. That the capital stock of said company shall be divided into shares of fifty dollars each, and shall consist of four thousand shares, with the privilege of increasing the same ; and the persons holding said stock shall be entitled to one vote, for each share of stock held by them, and may vote either in person, or by proxy ; the shares of the stock aforesaid may be transferred by the owner, or owners, thereof, their executors, or administrators, or attorney, duly and lawfully authorized, in a book to be provided for that purpose, and in such manner as the directors shall direct.

SECTION 4. That dividends of the profits of the said, the Swiftsure Transportation Company, as shall appear advisable to the directors, shall be declared and paid to the stockholders at least once in each year ; but they shall in no case exceed the amount of the net profits actually made and acquired, after deducting all losses and expenses ; and if the directors shall declare and pay any dividend, by which the capital stock of the said company shall be impaired, they shall be jointly and severally liable for so much of the said capital stock as may be thus impaired and divided ; which shall be recoverable by any party aggrieved, or injured, in an action recoverable for debt, as in other cases.

SECTION 5. That nothing contained herein shall be construed to authorize the said company to carry, or transport, freight, or passengers, to and from Philadelphia, to any point, or place, on the Delaware river, or bay, northward of the breakwater.

SECTION 6. That the privileges, immunities and benefits conferred upon the Philadelphia Steam Propeller Company, incorporated by an act, approved the eighth day of February, Anno Domini one thousand eight hundred and fifty-three, and the several supplements thereto, are hereby conferred upon this company, except that the board of directors shall consist of not less than five persons.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 832.

**An Act****To vacate Edline street, in the city of Philadelphia.**

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That Edline street, between Somerset and Forty-first streets, in the city of Philadelphia, be and the same is hereby vacated : Provided, That no damages, by reason thereof, shall be chargeable against the city of Philadelphia.*

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 833.

**An Act**

**Authorizing and requiring the controller of Allegheny county to issue a county bond to Wright A. Bringham, of Montgomery county, in lieu of a certain bond lost, or stolen.**

Preamble.

**WHEREAS, A coupon bond, issued by Allegheny county, Pennsylvania, to the Pittsburg and Connellsville Railroad Company, number four hundred and thirty-nine, for the sum of one thousand dollars, was on the twenty-fifth day, Anno Domini one thousand eight hundred and sixty-five, duly registered, and forwarded, by mail, from Freeland post office, Montgomery county, Pennsylvania, by Wright A. Bringham, of the said county of Montgomery, to the controller of Allegheny county aforesaid, to be exchanged for a new compromise bond ; which bond, with its coupons, it satisfactorily appears, has been stolen, or lost :**

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the controller of the county of Allegheny is hereby authorized and required to give public notice of the said loss, in one of the newspapers published in the city of Pittsburg, by twelve consecutive insertions, therein notifying all persons whomsoever, that if the said bond and its coupons be not presented at the office of the controller, aforesaid, on, or before, the first day of June next, for settlement, or exchange, then and in that case the holder thereof shall forever thereafter be debarred from the recovery, or the collection, of the same.

Controller to  
give notice of  
lost bond, &c.

**SECTION 2.** That the controller of Allegheny county, aforesaid, in case the said lost, or stolen, bond and its coupons, be not presented to him before the said first day of June next, with satisfactory proof that the person presenting them is the rightful owner of the same, then, and in that case, the said controller is hereby authorized and required to issue a new bond to Wright A. Bringhurst, of Montgomery county, aforesaid, the rightful owner of the said lost bond and coupons, in lieu of the same; which new bond shall be of the same kind, condition and character as are issued by the controller, for bonds of the same kind and class, to which the said lost, or stolen, bond belonged; and on the issuing of such bond, to the said Wright A. Bringhurst, the county of Allegheny, aforesaid, shall forever after be released and discharged from the payment of the said lost, or stolen, bond, or any of its coupons.

Issue of new  
bond authoriz-  
ed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 834.

## A Further Supplement

To an act to incorporate the Wissahickon, Roxborough and Plymouth railroad company, approved the eighth day of April, one thousand eight hundred and sixty-two.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners  
authorized to  
organize com-  
pany, and con-  
struct railroad,  
&c.

That the commissioners appointed to receive subscriptions, and organize the said company, be and they are hereby authorized and empowered to proceed with their duties under said act; and the company, when organized, may make and construct the railroad, as provided for in said act, to which this is a further supplement, in the same manner, and to the same effect, as though the said company had been organized, and the said road had been commenced, and a portion thereof had been completed, as provided by said act to which this is a further supplement.

Privileges and  
restrictions.

SECTION 2. That the company, when so organized, shall have all the rights, privileges and powers conferred by, and be subject to all the provisions of said act, to which this is a further supplement, and the supplement thereto.

Commencemen  
and completion.

SECTION 3. That if the said company shall not commence their road within three years, or complete a portion of the same within six years, from and after the passage of this act, then the same shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 835.

## An Act

To authorize the appointment of phonographic reporters for the district court for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Appointment of  
phonographic  
reporters au-  
thorized.

That the judges of the district court for the city and county of Philadelphia are hereby authorized and empowered to appoint two competent phonographic reporters, who shall be sworn officers of said court, and whose duty it shall be, under the direction of the court, to keep accurate records of the proceedings in causes tried before the same, and to furnish, for the use of court and counsel, an exact transcript of the



charge of the court in all such cases ; said appointments to be made within two weeks from the passage of this act.

SECTION 2. That the reporters, so appointed, shall hold office as long as they shall competently and faithfully perform the duties of their office, and shall, each, receive for his compensation the sum of twelve hundred dollars per annum, out of a fund to be raised as follows : In all cases now upon the trial list of the said court, or which may hereafter be ordered upon said list, the sum of two dollars shall be paid by the party having ordered, or ordering, said causes for trial, to the prothonotary of the said court, whose duty it shall be to collect the said sums, and deposit the same in the, under the direction of the court ; and out of the fund, so raised, of which a quarterly account shall be rendered by him, to pay the reporters, so appointed, the salary, aforesaid, upon proper warrants, duly signed by the judges, aforesaid, or a majority thereof.

Term of office  
and compensa-  
tion.

Mode of raising  
fund.

SECTION 3. That the sum of two dollars, so paid, as aforesaid, shall constitute a portion of the taxable costs in each case, in which the same shall be paid, as aforesaid, and shall follow the event of the suit.

Certain sum to  
be taxable as  
costs.

SECTION 4. That whenever a copy shall be desired, by counsel, of the testimony taken upon the trial of a cause, it shall be the duty of the said reporters to furnish the same, at a charge, not exceeding ten cents per hundred words.

Copies of testi-  
mony, relative  
to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 836.

## An Act

Relative to the Johnstown Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That for the purpose of enabling the Johnstown Manufacturing Company to vend its products directly to the consumers thereof, and the more effectually to prosecute its business generally, the said company be and is hereby authorized to

Authorized to  
establish and  
conduct a store.

establish and conduct a store, for the transaction of a general merchandize business, at, or near, Johnstown, Cambria county, Pennsylvania.

Corporations  
may become  
stockholders  
in.

SECTION 2. That any company, incorporated under the laws of this commonwealth, shall have power to purchase and hold stock of the Johnstown Manufacturing Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 837

## A Further Supplement

To an act to incorporate the village of Hyde Park, into a borough, passed the fourth day of May, one thousand eight hundred and fifty-two, supplement passed twenty-fifth day of March, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all assessments made and collected, and all bounties paid, by the authority of the burgess and town council, to volunteers entering the military, or naval, service of the United States, and credited upon the quota of the said borough of Hyde Park, and all debts contracted and paid by the burgess and town council, or to be paid, by their successors in office, for the payment of such bounties, are hereby legalized and made valid: *Provided*, That all men, who have served one year in the military, or naval, service of the United States, and been honorably discharged, or discharged for physical disability, shall be exempted from any personal, or *per capita*, tax, for bounty purposes.

Certain pro-  
ceedings legal-  
ized.

Proviso.

*Per capita* tax  
authorized.

Names of taxa-  
bles, omitted,  
may be added  
to list.

SECTION 2. That a *per capita* tax, of not less than five dollars, nor more than eight dollars, shall be paid by every male person, over twenty-one years old, and by all corporations owning property, within the limits of said borough of Hyde Park.

SECTION 3. That the burgess and town council of the borough of Hyde Park shall have the right to add, from time to time, to the borough and bounty duplicate, the names of any

male persons, who may have been missed by the assessor, or who may have moved into the said borough of Hyde Park after the regular assessment may have been made, fixing the tax of each, the same as the tax of other persons of like occupation : *Provided*, That no tax, for borough purposes, shall be of less amount than one dollar, to any one male person, in any one year. Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 838.

## An Act

To incorporate the Bright Oil Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. Edgar Thomson, Samuel T. Rodine, E. E. Jones and Robert H. Lamborn, and such other persons as may be associated with them, be and they are hereby erected into a body politic and corporate, in deed and in law, under the provisions of this act, and with all the powers of a corporation, under the laws of this commonwealth, under the name and style of the Bright Oil Company, for the purpose of developing oil property, in Pennsylvania, and raising, refining, shipping and selling oil. Corporators. Powers. Name. Object.

SECTION 2. The capital of this company shall be fifty thousand dollars, divided into shares of the value of not less than five dollars each ; and the said capital may be increased, by the directors, to two hundred thousand dollars, or less ; and the said company may receive, in payment of subscriptions to the said stock, lands, in fee simple, mineral rights, or leasehold estates, on such terms as the said corporators, or the directors of the said company, shall fix and determine. Capital. Shares. Increase. Payment of subscriptions.

SECTION 3. The business of the company shall be managed by a board of directors, who shall be elected annually, by the stockholders, one of whom shall be president of the company ; and the stockholders shall have the power to make such by-laws, consistent with the laws of this commonwealth, as they may Directors. President. By-laws.

think necessary for the proper regulation of the business and affairs of the company, and the same to alter and amend, from time to time, in such manner as may be therein provided; the said by-laws shall fix the time and manner of electing the board of directors, and the duties and liabilities of the stockholders to the company.

Real estate.

SECTION 4. The said company may acquire, by purchase, or otherwise, and hold and enjoy, in fee simple, or for any less estate, all such real estate as they may need, for the purposes

Buildings, machinery, &c.

of their said business, may erect and construct all such buildings, machinery and apparatus as they may require, for the management, accommodation and convenience thereof, and shall have power to mortgage, sell, lease, or otherwise dispose

Proviso.

of, the same: *Provided*, That the quantity of land owned by them, at any one time, in this state, shall not exceed one thousand acres.

Forfeiture of stock, relative to.

SECTION 5. The directors shall have the power to declare any stock forfeited to the use of the company, upon which any instalment shall remain unpaid, for the space of ninety days after the time appointed, by the directors, for the payment thereof, and of which notice shall have been given, in accordance with the by-laws of the company.

Tax on capital stock.

SECTION 6. The corporation shall pay into the state treasury a tax of one-half per cent. on the capital stock paid in, payable in four equal annual instalments.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No 839.

## An Act

To perpetuate the testimony of Richard S. Coxe, deceased.

WHEREAS, In a suit depending in the court of common pleas of the county of Cameron, in which Seth A. Backus is plaintiff, and Levi T. Moore, and others, are defendants, brought to number ten of January term, eighteen hundred and sixty-four, the depositions of Richard S. Coxe, Esquire, of the city of Washington, District of Columbia, were taken on commissions issued out of said court; which depositions are alleged to be



defective, by reason of the notice served on the adverse party not having been certified by the prothonotary :

*And whereas*, The said Richard S. Coxe has since deceased, and his testimony cannot now be procured ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That for the purpose of perpetuating the testimony of the said Richard S. Coxe, the testimony of the commission before whom he was sworn and examined may be taken, to prove the evidence heretofore given by said Coxe, on his said examination, which shall be received in evidence, in any case where the same will be relevant, with the same effect as if the said Richard S. Coxe had been examined as a witness, in such case, upon satisfactory evidence being produced to the court that actual service of said notice was made upon the adverse party, or his attorney of record.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, number eleven hundred and sixty-four, entitled "An Act to perpetuate the testimony of Richard S. Coxe, deceased," was presented to the governor, on the twenty-ninth day of March, one thousand eight hundred and sixty-six, and was not returned, within ten days (Sundays excepted) after it had been presented to him ; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, April 12, 1866.

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No. 840.

## An Act

To authorize the Fall Creek Bituminous Coal Company to increase its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Increase of capital, and sale of additional stock, authorized.

Notice.

Bonus.

That the Fall Creek Bituminous Coal Company, a corporation organized under an act relating to corporations for mechanical, manufacturing, mining and quarrying purposes, passed July eighteenth, one thousand eight hundred and sixty-three, be and it is hereby authorized to increase its capital stock one million dollars, over and above the amount now authorized by the act aforesaid; and that the directors be authorized to sell and dispose of the additional stock, as they may deem best for the interest of the company, first offering the same, for thirty days, to the present stockholders, *pro rata*, by notice mailed to their address, at the price fixed by the board of directors for said shares; and that the said shares, when issued, shall be full shares, and not liable to further assessment.

SECTION 2. That the said company shall pay into the treasury of the commonwealth one-half of one per centum on the capital stock, hereby authorized, when issued.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 841.

## An Act

To incorporate the People's Line of Steamers of the Monongahela river.

Corporators.

Name.

Privileges.

Purpose.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Robert R. Abrains, John Cock, Edward Toynbee, Joseph Hendrickson, Samuel Shuman, William M'Fall, William Latta and James Rees, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the People's Line of Steamers of the Monongahela river, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real and personal, and mixed, and of using and applying such property for the purpose of contracting for and equipping and running a line

of steamers on the said river Monongahela, to hold and own such a number of wharf-boats as necessary.

SECTION 2. The capital stock shall be one hundred thousand dollars, divided into four thousand shares, twenty-five dollars each; the company shall have power to increase to twelve thousand shares, of twenty-five dollars each.

SECTION 3. The said company shall have power to make such by-laws as they may deem proper to enable them to carry out the object of the company, or corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 4. That the corporators named in this act shall elect, in conjunction with all stockholders hereafter received into the said corporation, nine persons, to serve as directors, and a majority of whom shall constitute a quorum for the transacting of business, and shall hold their office until their successors shall have been elected, in accordance with the by-laws.

SECTION 5. That it shall be lawful for the said corporation to establish, or locate, their office in the borough of Brownsville; at which it shall be lawful to hold all meetings for the transaction of business for said company.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 842.

## An Act

To change the venue in the case of John Lennox, from the county of Washington to the county of Beaver.

Preamble.

WHEREAS, An indictment is now pending in the court of oyer and terminer of Washington county, against John Lennox, for the murder of Robert L. Morrow :

And whereas, The said defendant says that he cannot secure an impartial trial in that county ; therefore,

Venue changed

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Record.

Powers of court of oyer and terminer of Beaver county, relative to.

That a certain indictment, now pending in the court of oyer and terminer of Washington county, against John Lennox, for the murder of Robert L. Morrow, which was by the grand inquest of the commonwealth of Pennsylvania, inquiring in and for the county of Washington, returned a true bill, be and the same is hereby removed to the court of oyer and terminer, in and for the county of Beaver, for trial, by jury, or juries, of said county, at the next term, or any subsequent term, of said court, together with the record of said cause, and all of the papers relating thereto ; and that the said court of oyer and terminer, in and for the county of Beaver, is hereby authorized to issue all necessary process, or processes, for summoning jurors, and enforcing the attendance of witnesses, and to proceed to trial, verdict and sentence, and in case of an acquittal, to a discharge of the said John Lennox, in the same manner, and with the same force and effect, as the said court of oyer and terminer of Washington county might, or could, do ; and in case of the conviction of the said John Lennox, for murder in the first degree, he shall, after sentence, be returned to the jail of the county of Washington, and there safely kept until he shall thence be taken to the place of his execution, and be executed, in the said county, in the same manner, and by the same officers, as though his trial and conviction had taken place in the said county of Washington ; and in case of his conviction of any other grade of homicide, he shall, after sentence, be removed, by the sheriff of Beaver county, to the place of punishment fixed by his said sentence : *Provided,* That the district attorney, in and for Washington county, shall conduct and control the prosecution, in the court of oyer and terminer of Beaver county, in the same manner, and to the same extent, as it would be his duty to do in the court of oyer and terminer of Washington county.

Proviso.

Costs and expenses to be paid by commissioners of Washington county.

SECTION 2. That the said county of Beaver shall not be subjected to any costs, or expenses, by reason of the transfer and removal of the aforesaid indictment, or by reason of the removal of the said John Lennox, to the jail of Beaver county,



but the same, or any part thereof, which would otherwise fall on the said county of Beaver, shall be paid by the commissioners of Washington county, on order of the commissioners of Beaver county; and the commissioners of the county of Washington shall pay to the sheriff of said county, such sum as may be necessary for his expenses in removing the said John Lennox to the jail of Beaver county; and it is hereby made the duty of the sheriff of Washington county to remove the said John Lennox to the jail of Beaver county, in time for his trial as aforesaid.

Removal of prisoner, relative to.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 843.

## An Act

To authorize the Erie and Allegheny Railroad Company to purchase the Erie and Waterford Plank Road, to repeal a portion of the first section of an act, approved March twenty-second, one thousand eight hundred and sixty-five, to fix the number of directors, and to borrow money, and to erect and operate telegraph lines.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That it shall be lawful for the Erie and Allegheny Railroad Company to purchase and hold the road bed of the Erie and Waterford Plank Road, or to lease the same, as may be agreed upon by the directors and creditors of the said Erie and Waterford Plank Road Company; and if purchased by the Erie and Allegheny Railroad Company, they may construct their railroad on the bed of said plank road, or upon parts of the same, as they may deem proper.

Authorized to lease, or purchase, certain road bed, and construct railroad thereon.

**SECTION 2.** That that portion of the first section of an act of the legislature, approved March twenty-second, one thousand eight hundred and sixty-five, entitled "An Act to authorize the Union Land and Mineral Company, with the consent of the local municipal authorities interested, in the counties of Erie and Crawford, to build, construct and equip street railways," is hereby repealed, or modified, so far as

Certain provision repealed.

Occupancy of streets, relative to. relates to obtaining the consent of the townships and boroughs; but the consent of authority to occupy streets, shall continue and remain in full force within the city of Erie.

Directors. SECTION 3. That it shall be lawful for the said Erie and Allegheny Railroad Company to fix the number of its directors at seven, and to hold the election, for said directors, at their office, in the city of Erie, annually, on the first Tuesday in August: *Provided*, That nothing in this act shall be so construed as to affect its present organization; and this section shall not go into effect, unless approved by a majority of the stockholders of said company, and should it be approved by a majority of the stockholders, this act shall be and remain a part of their vested rights.

Proviso. SECTION 4. That the provisions of the tenth and eleventh sections of an act of the legislature, approved of February nineteenth, one thousand eight hundred and forty-nine, are hereby extended to the Erie and Allegheny Railroad Company; and the authority to borrow money and mortgage their road, property and franchises, is extended to them, to a sum, not exceeding thirty thousand dollars per mile.

Certain provisions extended to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 844.

## A Further Supplement

To an act to establish a health office, and to secure the city and port of Philadelphia from the introduction of pestilential and contagious diseases, passed January twenty-ninth, one thousand eight hundred and eighteen.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the president, the secretary, and the chief clerk of the board of health, and the health officer of the city and port of Philadelphia, shall have power to administer oaths and affirmations in conducting the business of their respective offices, in connection with said board; and if any person, or persons, shall wilfully and absolutely swear, or affirm, falsely in taking

any oath, or affirmation, required by such officers aforesaid, in the proper performance of their respective duties, such person, or persons, so offending, shall, upon due conviction thereof, be subject to the pains and penalties, which are by law prescribed for the punishment of wilful and corrupt perjury.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 845.

## Supplement

To an act incorporating the Scranton Gas and Water Company, approved March sixteenth, one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the Scranton Gas and Water Company shall have the power to increase its capital stock, from time to time, as the directors of said company may deem expedient and necessary, but not, in any event, to exceed the sum of two hundred and fifty thousand dollars. Increase of capital authorized.

SECTION 2. That in addition to the loans, at present authorized to be made by the said company, it shall have the right to borrow, not exceeding fifty thousand dollars, and to issue bonds therefor, with all the privileges granted, and subject to all the conditions imposed, in and by the ninth section of the act to which this is a supplement, except that the said bonds may be made payable, with interest, not exceeding seven per centum per annum. May borrow money. Privileges and restrictions.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 846.

## An Act

Authorizing a special tax, in the borough of M'Keesport, and to grade, curb and pave, or otherwise open and improve the streets, lanes, alleys, et cetera, of said borough.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Special tax authorized.

That the burgess and town council of the borough of M'Keesport, in the county of Allegheny, shall have power to cause to be levied and assessed, on all property, trades, occupations and professions, in said borough, now, by law, taxable for state, county, or borough, purposes, a special tax, in addition to the taxes now authorized, by law, to be levied and assessed : *Provided*, That special tax shall not, in any one year, exceed two per centum on the dollar.

Proviso.

Proceeds, how applied.

**SECTION 2.** That all money raised under and by virtue of this act shall constitute a fund for opening, grading, curbing, paving, macadamizing, or otherwise repairing and improving the streets, lanes and wharves, in said borough, and shall be exclusively appropriated to said purposes.

Mode of collection, &c.

**SECTION 3.** That all levies and assessments, made by virtue of this act, shall be assessed and collected in the same manner as other corporate taxes are now collected in said borough, and may be included in the same, or other, duplicates of assessment, and when collected shall be paid into the borough treasury, and shall be paid out under and by authority of the resolutions of the burgess and town council of said borough.

Burgess and council may direct paving of side-walks.

**SECTION 4.** That the burgess and town council, as aforesaid, be and they are hereby authorized to require and direct the paving of the side and foot-walks along the several streets, lanes, or alleys, of said borough, whenever the same shall have been graded, paved, or macadamized, as they may deem advisable and proper, by the owner, or owners, of the lots of ground respectively fronting on said streets, lanes, or alleys, on notice being given said owner, or owners, under such general rules and regulations as may be ordained by the said burgess and town council : *Provided*, That not less than thirty days' notice shall be given said owner, or owners, of the action and determination of the burgess and town council : *And provided further*, That before any owner shall be required to pave, under the provisions of this act, the said burgess and town council shall, at the expense of said borough, fix and establish a grade on said streets, according to which the said paving of said side, or foot, walks, shall be done ; and the burgess and town council shall have full power to make gutters on said streets, lanes and alleys, at the expense of said borough.

Proviso.

Proviso.



SECTION 5. That if such owner, or owners, shall neglect, or refuse, to proceed, in accordance with the requirements and directions of the burgess and town council, under the foregoing section, in regard to paving the side, or foot, walks, and within the time prescribed by the general road law, then the burgess and town council shall cause the same to be done, and collect the cost of the work and material, with ten per centum added thereto, from said owner, or owners; and a bill of particulars of such labor and materials, and the name, or names, of the actual, or reputed, owner, or owners, as, also, of the occupier, or occupiers, for the time being, shall be set forth and filed in the court of common pleas of Allegheny county, within sixty days after such expense shall have been incurred, or within sixty days after the work shall have been completed, and be a lien upon the property of said owner, or owners, and proceeded upon in like manner and with like effect, as is directed, by law, relative to mechanics' liens.

If owners neglect, or refuse, burgess and council may cause paving to be done, &c.

Expense thereof to be a lien, &c.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 847.

## An Act

To incorporate the borough of Mount Washington, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the villages of Mount Washington, Shaleville and Dutch-town, in the county of Allegheny, and territory included within the following boundaries, to wit: Beginning on the southern line of the borough of West Pittsburg, at the intersection of the Old Manor line; thence southwardly, along the Old Manor line, to Saw Mill run; thence along said run, eastwardly, to Boggs's bridge; thence north-eastwardly, along the Saint Clair turnpike road, to the township road dividing the Allen and Bailey farms, at the powder magazine; thence northwardly, along said township road, to the southern line of the borough of South Pittsburg; and thence westwardly, along the southern lines of the boroughs of South

Certain villages and territory erected into a borough.

Name.	Pittsburg, Monongahela and West Pittsburg, to the Old Manor line, the place of beginning, are hereby erected into a borough, to be called the borough of Mount Washington, and shall enjoy the privileges, and be subject to the limitations and restrictions, not herein otherwise provided for by the general laws of this commonwealth, relating to boroughs.
Subject to.	
Separate school district.	SECTION 2. That said borough shall form a separate election and school district.
Election.	SECTION 3. That the inhabitants of said borough, entitled to vote for members of the general assembly, having resided therein ten days immediately preceding the election, shall, on the first Saturday in May next, and annually thereafter, on the third Friday of March meet in the school house, in the village of Mount Washington, and then and there, between the hours of nine o'clock, in the morning, and seven o'clock, in the evening, elect, by ballot, one citizen, who shall be styled the burgess of said borough, and five other citizens, to be members of the town council; and at the first election, six school directors, two to serve for one year, two to serve for two years, and two to serve for three years, and thereafter, two school directors, annually; and one person, to be constable of said borough, whose name shall be returned to the next court of quarter sessions, for the like purposes, as in election of township constable; the said inhabitants shall also, at the same time and place, elect two justices of the peace, one judge and two inspectors of elections, and assessors, agreeably to the laws of this commonwealth; the said election shall be conducted in the same manner as is provided for the election of township officers of this commonwealth, except that the certificate of the election of burgess, town council and school directors, shall be filed among the records of the corporation: <i>Provided</i> , That the first election to be held, under this act, shall be held by a judge and two inspectors, to be chosen by the inhabitants present at the opening of said election; and the inspectors, so chosen, shall appoint, each one, a suitable clerk; and the constable of Lower Saint Clair township is, by himself, or deputy, required to attend at the place hereinbefore designated for holding said election, at nine o'clock, in the forenoon, to open the same; he is required to give five days' previous notice of said election: <i>Provided</i> , That if said constable shall fail to be present at the time aforesaid, the election may be opened by any qualified elector of said borough.
Burgess, town council and school directors	
Constable.	
Justices of the peace and officers of election.	
Proviso.	
Proviso.	
May hold real estate, &c.	SECTION 4. That the corporation shall have power to purchase and hold such real and personal estate as the purposes of the borough shall require, not exceeding the yearly value of two thousand dollars, and convey the same when the interests of the borough shall be promoted by it.
Meeting of burgess and council.	SECTION 5. That the burgess and town council shall meet on the first Monday next succeeding their election, in each year, and as often thereafter as occasion may require, and shall have power to assess, levy and collect, and appropriate, such taxes as shall be necessary to carry their rules and ordinances into effect; which said taxes shall not exceed, in any
Taxes.	
Ordinances.	

one year, one cent on the dollar, and shall not, in any year, make any appropriation to exceed the taxes of that year: *Provided*, That such lands, as are now held for agricultural purposes exclusively, shall continue to be assessed for borough and school purposes, as agricultural lands, until they have been laid out into town lots, or held, improved, occupied, or enjoyed, for other purposes than agriculture.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 848.

## An Act

To authorize the Van Dusen Oil Company to borrow money.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Van Dusen Oil Company to borrow, or loan, for the prosecution of their legitimate business, any sum, or sums of money, not exceeding the amount of capital stock paid in, or represented by the lands of the company, and issue bonds therefor, not less in amount than one hundred dollars each, at a rate of interest not exceeding seven per centum per annum, and for securing the payment thereof, to execute a mortgage, or mortgages, of all, or any part of, their real estate and franchises, under the seal of the corporation, to be signed and acknowledged by the president, or other chief officer thereof: *Provided always*, That the loan created shall first be approved by a majority of the stockholders, at a meeting convened to consider the propriety of borrowing the proposed sum of money.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 849.

## An Act

For the better prosecution of disorderly persons, in the borough of Duquesne.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Disorderly conduct prohibited

That from and after the passage of this act it shall not be lawful for any person, or persons, to act in an outrageous, or disorderly, manner, or disturb the peace and good order of the borough of Duquesne, or annoy, or disturb, any watchman employed in any factory, mill, or any other business, either by night, or day, or use any profane, or unbecoming, language, in, or near, any church, school-houses, or on any street, and so forth; and any person, or persons, so offending, shall upon due conviction thereof, before the burgess, or any of the justices of the peace of said borough, pay a fine, not less than five nor more than twenty-five dollars, for each and every offence; and in default of the payment of said fine, or fines, be committed to the jail of Allegheny county, for not less than five nor more than thirty days.

Fine.

Imprisonment.

Fines, how appropriated.

*SECTION 2.* All of said fine, or fines, to be paid into the treasury of aforesaid borough; the magistrate's and constable's fees to be paid out of the treasury of said borough, where the offender is committed to the jail of the county.

To be paid to treasurer, monthly.

*SECTION 3.* All of such fine, or fines, so collected, by any magistrate of said borough, shall be paid to the treasurer thereof at the end of every month; and upon neglect, or refusal, of such magistrate, he shall be guilty of misdemeanor, and upon conviction thereof, pay a fine of not less than twenty nor more than fifty dollars, for the use of said borough; such fine, or fines, to be collected as fines of like amount are now recovered by the laws of this commonwealth.

Repeal.

*SECTION 4.* That so much of any act, or acts, as are inconsistent with the provisions of this act, are and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 850.

## An Act

To incorporate the Board of Foreign Missions of the United Presbyterian Church of North America.

WHEREAS, The General Assembly of the United Presbyterian Church of North America have a board of foreign missions, composed of ministers and laymen, members of the said church, the design of which is, the establishing and conducting christian missions among the unevangelized, or Pagan nations, and the general diffusion of christianity :

*And whereas*, The aforesaid board of foreign missions labors under serious disadvantages, as to receiving donations and bequests, and as to the management of funds intrusted to them for the purposes designated in their constitution, and in accordance with the benevolent intentions of those from whom such bequest and donations are received ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Prestly, John B. Dales, Francis Church, Thomas H. Hanna, Samuel C. Huey, William Getty, Thomas Stinson and William W. Barr, citizens of the United States, and of the commonwealth of Pennsylvania, and their successors, are hereby constituted and declared to be a body politic and corporate, which shall henceforth be known by the name of the Board of Foreign Missions of the United Presbyterian Church of North America, and as such, shall have perpetual succession, and be able to sue and be sued, in all courts of record and elsewhere, and to purchase and receive, take and hold, to them and their successors forever, lands, tenements, hereditaments, money, goods and chattels, and all kinds of estate, which may be devised, bequeathed, or given, to them, and the same to sell, alien, demise and convey ; also, to make and use a common seal, and the same to alter and renew at their pleasure, and also to make such rules, by-laws and ordinances, as may be needful for the government of the said corporation, and not inconsistent with the constitution and laws of the United States and of this state : *Provided always*, That the clear annual income of the real and personal estate, held by the said corporation, shall not at any time exceed the sum of twenty thousand dollars ; the corporation, or persons above named, shall hold their offices for three years, from the date of this act, and until their successors are duly qualified to take their places, who shall be chosen at such times, and in such way and manner, as shall be prescribed by the said General Assembly of the United Presbyterian Church of North America ; the said board hereby incorporated, and their successors, shall be subject to the direction of the said General Assembly of the United Pres-

byterian Church of North America, have full power to manage the funds and property committed to their care, in such manner as shall be most advantageous, not being contrary to law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 851.

## An Act

To prevent fishing with seines, and to protect bass fish, in the Raystown Branch of the Juniata river and its tributaries.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person, or persons, to fish with seines in the waters of the Raystown Branch of the Juniata river and its tributaries, under such penalties as are hereafter provided.

Fishing with  
seines prohibi-  
ted.

Destruction of  
bass fish pro-  
hibited for five  
years.

**SECTION 2.** That it shall not be lawful for any person, or persons, to cause the destruction of any bass fish in said waters, by reason of the erection of any dams, or fish baskets, or by the setting of any dip, or set, nets, or by spearing, or angling, for said bass fish, for the period of five years from the passage of this act.

Penalty.

**SECTION 3.** That any person wilfully violating any of the provisions of this act shall forfeit and pay the sum of ten dollars for each and every offence; the same to be recovered before a justice of the peace, by an action of debt, in the name of the commonwealth, with costs of suit, and to be appropriated to the school fund of the district in which the offence shall have been committed; and the prosecutor thereof is hereby made a competent witness upon the trial of said case.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 852.

## An Act

To incorporate the Lincoln Gold Mining Company of Colorado.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William W. Franklin, William C. Stevenson, James Vanroden and Jacob Roberts, and their associates, be and they are hereby created a body politic, by the name, style and title of the Lincoln Gold Mining Company of Colorado, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Colorado territory, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell such lands, or any other part thereof, and to erect houses and such other buildings, or works as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper : *Provided,* That the said company shall not hold any lands in Pennsylvania, and that the capital stock of the said company shall not exceed two hundred thousand dollars.

Corporators.

Name.

Powers and  
privileges.

Proviso.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure : *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds representing the value of their property, in such form, and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

By-laws.

Proviso.

SECTION 3. That the corporators, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Directors.

Quorum.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever the business is located, and to have their principal in the United States, in such place as they may deem ex-

Business offices.

pedient ; at which place it shall be lawful to hold meetings for the transaction of the business of the company.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 853.

## An Act

Legalizing acknowledgments taken in the territories of the United States, in certain cases, and confirming acknowledgments heretofore made.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the third section of the act of assembly of this commonwealth, approved the fourteenth day of December, one thousand eight hundred and fifty-four, authorizing acknowledgments, in certain cases, to be taken before any officer, or magistrate, of the state wherein such deeds, powers of attorney, or other instruments of writing, therein mentioned, are executed, be and are hereby extended so as to authorize such acknowledgments to be taken before any officer, or magistrate, of any territory of the United States, created and organized by act of Congress, authorized by the laws of such territory to take acknowledgments of such deeds, powers of attorney, or other instruments of writing ; and all deeds, powers of attorney, or other instruments of writing, which have been executed prior to the passage of this act, in any territory, created by act of Congress, and acknowledged before any officer, or magistrate, of such territory, authorized by the laws of such territory to take acknowledgments of deeds, powers of attorney, or other instruments of writing, shall be as valid, to all intents and purposes, as if such territory had been one of the states of this Union.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 854.

**A Supplement**

To an act relating the Dauphin county prison, and relating to inspectors therein.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the court of quarter sessions of Dauphin county, at the next regular session of the court, after the passage of this act, to appoint three inspectors of the Dauphin county prison, the one to serve for one, another for two, and a third for three years, and until another shall be appointed in their stead; it shall, also, be the duty of the commissioners of Dauphin county, on the same week of said sessions, to appoint three inspectors of said prison, the one to serve for one, another for two, and a third for three years, and until another shall be appointed in their stead; and as often as vacancies shall occur in said board of inspectors, the body appointing the inspector, causing the vacancy, shall fill the same by appointment for the unexpired term; and the board shall be kept full, by annual appointments, from time to time, hereafter, for three years, in the manner provided in the first section of the act, passed the fifteenth day of April, one thousand eight hundred and forty-one, to which this is a supplement.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 855.

**An Act**

Authorizing the school directors of Madison township, in the county of Perry, to collect certain moneys, subscribed by citizens of said township, to pay bounty to volunteers.

**WHEREAS,** The citizens of Madison township subscribed certain sums to pay bounty to volunteers, under the last call of the President of the United States:

*And whereas, Since the close of the war, certain of said subscribers refuse to pay the amount subscribed, or any part thereof; therefore,*

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Madison township, in the county of Perry, are hereby authorized and required to issue their warrant and collect the amount of said subscription, or so much thereof as may be necessary to pay the amount in excess of the sum of four hundred dollars, as now authorized by law: *Provided, The same shall be subject to the act exempting certain persons from the payment of bounty and per capita tax, approved one thousand eight hundred and sixty-six.*

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 856.

## An Act

To repeal the eleventh section of "An Act to change the venue in a certain action now pending in the court of common pleas of Clarion county, and for other purposes," approved the seventeenth day of March, one thousand eight hundred and forty-two.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the eleventh section of an act, entitled "An Act to change the venue in a certain action now pending in the court of common pleas of Clarion county, and for other purposes," approved the seventeenth day of March, one thousand eight hundred and forty-two, is hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 857.

## An Act

For the more prompt payment of the school tax, in the city of Williamsport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the city of Williamsport shall have Abatement. power to grant such abatement of the school tax of said city, not exceeding five per cent, as shall promote the speedy payment thereof, and to fix the amount of said abatement and additional, annually, and the days when the same shall cease and take effect, as the case may be; and said school tax shall be levied and assessed according to the provisions of the act, entitled "An Act for the regulation and continuance of a system Mode of assess- of education by the common schools," approved the eighth day of May, one thousand eight hundred and fifty-four, and the several supplements thereto.

SECTION 2. The school directors of the city of Williamsport Tax receiver to shall have power, annually, at a stated meeting, called for that be elected. purpose, to elect one member of the board, to be styled tax receiver, who shall hold said office, and discharge the duties thereof, for one year, or until his successor be duly elected and qualified.

SECTION 3. Before entering upon his office as tax receiver, To give bond. the person so elected shall enter into bonds, with two, or more sureties, in a sum double the whole amount of tax assessed, Amount. or estimated amount to be assessed, for that school year; which bonds shall be approved by the president, and attested by the Approval. secretary of the board then acting, when so ordered by a resolution of the board.

SECTION 4. The tax receiver, when duly qualified, shall Notice of time cause public notice by hand-bills, to be posted in all public and place for places in said city, of his place of business, or office, (which receiving taxes shall be in some public street, in the centre of the city,) of the to be given. time when he will receive the tax aforesaid, and the conditions of payment as fixed by the school board.

SECTION 5. The receiver shall be required to keep such books, Receiver to and make such entries as may be ordered, from time to time, keep certain by the board; which books shall be subject to the examination books of entry. of any tax-payer, and be subject to the inspection of the members of the board at all times.

SECTION 6. The receiver shall have power and authority to Warrant of col- issue his warrant to a constable of said city, for the collection, lection, to issue of all tax remaining due and unpaid, after the day fixed upon to constable. by the school board, for the payment thereof, with deduction, To keep a dock- and for which he shall be required to keep a docket, in which et, and record shall be stated the parties and cause of action, and therein proceedings. record all the proceedings, in the same manner, and subject to

Costs. the same rules and regulations, of similar proceedings had before a justice of the peace, and for which he shall be entitled to charge the same costs, as in like cases by a justice of the peace.

Receiver to make certain statements, and pay over monthly. SECTION 7. The receiver shall be required to make a statement, in writing, to the school board, at the first meeting after the close of each school month, and pay into the treasury all moneys received by him each and every month, and for this, salary, or compensation, shall be allowed to retain such per cent. as the board may allow, not exceeding five per cent.

Compensation. SECTION 8. The treasurer of said school board shall be required to pay out of any money, in the treasury, raised by taxation, all orders drawn upon him, to teachers for the current year; and any balance remaining in the treasury shall be applied and paid by him, as the board may order and direct, and shall be required, monthly, to make a statement, in writing, of all payments and balances remaining in his hands.

Duties of treasurer of school fund. SECTION 9. All acts, or parts of acts, heretofore enacted, inconsistent herewith, are hereby repealed.

Repeal. JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 858.

## A Supplement

To an act, entitled "An Act to improve the navigation of the Delaware river, for the running of lumber."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That so much of the third section of the act to which this is a supplement, which requires the commissioners, in said act, to present to the governor a statement, in writing, verified by oath, or affirmation, that work to the amount of one thousand dollars has been done, according to agreement, and for the purposes indicated in this act, shall be so modified as to require said commissioners to present their statement of money, so expended, to the auditor general and state treasurer,



the usual accounting officers of the commonwealth, in lieu of making such report to the governor.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 859.

## An Act

Concerning shade trees and side-walks, in the borough of Sewickley.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Sewickley, in the county of Allegheny, be and they are hereby authorized, by ordinances, to cause the foot-ways, or side-walks, of the streets of said borough, to be paved, or gravelled, or laid with plank, as they may direct, and to assess and collect the costs and expenses thereof, in front of each property, from the owners of said property: *Provided however,* That in cases of leases having five years to run, the lessees shall pay the assessments.

Streets, side-walks, &c., to be paved, &c.

Proviso.

SECTION 2. The said burgess and council are hereby authorized to provide, by ordinances, a system for planting shade trees along the streets of said borough, and re-placing such as may die, or be destroyed, and to assess and collect the costs and expenses thereof, of the trees, in front of any property, from the owner thereof.

Planting of shade trees, relative to.

SECTION 3. The said burgess and council are hereby authorized to enact suitable ordinances for the protection and preservation of such shade trees, and for punishing, by a fine, not exceeding twenty dollars, any person who may maliciously, wilfully, or carelessly, injure, or destroy, any such shade tree, and for collecting such fine from the guilty person, or in case of his being a minor, from his parent, or guardian.

Penalty for injuries done to trees, &c.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 860.

# An Act

To incorporate the town of Haley, in the county of Perry, into a borough.

<p>Erection of borough. Name. Limits.</p>	<p><i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That the town of Haley, in the county of Perry, shall be and the same is hereby erected into a borough, which shall be called the borough of Haley, bounded and limited as follows : It shall include within its limits all the territory bordering on the Susquehanna river, between the line dividing the counties of Perry and Cumberland, and the northern line of Rye township, and from the river shore, opposite Main street, on the township road two hundred and eighty rods, more, or less, to the line dividing lands of William Wetzell and David Cowen ; thence with said line, both ways, running nearly north and south, and crossing lands of the several owners, until it intersects with the two aforesaid lines of Perry and Cumberland counties, and Rye township, and shall enjoy all the privileges, and be subject to all the limitations and restrictions of the general laws of Pennsylvania, relating to boroughs.</p>
<p>Privileges and restrictions. Elections, relative to.</p>	<p><i>SECTION 2.</i> That the election under this act shall be held at the school house on the Valley road, in said borough, and shall be regulated, controlled and governed by the laws of this commonwealth, regulating boroughs, except as is otherwise provided by this act.</p>
<p>Time for holding first election. Board.</p>	<p><i>SECTION 3.</i> That the first election under this act shall be held on Tuesday, the twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-six, by a judge and two inspectors, to be chosen by the qualified electors, who may be present at the opening of said election ; and the inspectors, so chosen, shall each appoint one clerk of said election ; and at said election there shall be elected, one person for burgess, five persons for members of town council, one person for high constable, two persons for justices of the peace, one person for constable, one person for judge, and two persons for inspectors of elections, one person for assessor, three persons for borough auditors, one to serve one year, one to serve two years, and one to serve three years, and six school directors, two to serve one year, two to serve two years, and two to serve three years ; and the subsequent elections, in said borough, shall be held on the third Friday of March, in each year, between the hours of nine A. M. and seven P. M. ; and the terms of the said officers, and the mode and manner of conducting said elections, shall be in accordance with the existing laws of this commonwealth.</p>
<p>Officers to be elected.</p>	<p><i>SECTION 4.</i> That the burgess and town council of the said borough shall have power to levy and collect taxes, in the said</p>
<p>Borough taxes, relative to.</p>	

borough, for borough purposes, and expend the same, in accordance with the general laws of this commonwealth, regulating boroughs.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 861.

## An Act

To authorize the school directors of Leacock township, Lancaster county, to levy and collect a tax sufficient to refund advancements made, and pay all debts incurred in the payment of bounties to volunteers, under the last call of the President of the United States, and authorize them to use a balance of money, now in their hands, for the same purpose.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That the school directors of Leacock township, in the county of Lancaster, are hereby authorized to assess, levy and collect a tax sufficient to refund all advancements and subscriptions made, and all debts contracted and incurred, in payment of bounties and procuring volunteers, to fill the quota of said township, under the last call of the President of the United States, and apply the balance of money, now in their hands, to the same purpose: *Provided*, Said tax shall not be collected from any person, who has been in the military service of the United States, and honorably discharged therefrom: *Provided*, That said school directors shall further pay the sum of three hundred dollars, refunding money, to each of such persons, in said township, who, under the state draft of one thousand eight hundred and sixty-two, furnished substitutes for three years, and had them accredited to said township.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 862.

**An Act**

To repeal a portion of an act relative to the destruction of certain animals in the county of Juniata, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act relative to the destruction of certain animals in the county of Juniata," approved the first day of May, one thousand eight hundred and sixty-one, as authorizes the payment of a premium upon skunks, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 863.

**Supplement**

To an act to authorize a re-organization of the Pennsylvania Steel Company, and an increase of its capital stock, approved March twenty-third, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders of the Pennsylvania Steel Company shall be liable for debts due to workmen, mechanics and laborers; also for supplies of provisions, but for no other pur-



poses whatsoever; and all acts, or parts of acts, inconsistent with this act, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

L. W. HALL,

Speaker *pro tem.* of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 864.

## An Act

To incorporate the Pittsburg, Allegheny and Spring Garden Passenger Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. Brady Wilkins, Charles Ricketson, Joshua Rhodes, Charles Batchelor, Thomas M. Marshall, John M. Tiernan, R. T. Leech, J. T. Stockdale, Adam Reineman, G. Wettach, A. Weise, Nathaniel B. Hogg, John A. Myler, Charles E. Speer, Joseph S. Brown and S. D. Kimbark, their associates and successors, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Pittsburg, Allegheny and Spring Garden Passenger Railway Company, with power to lay out and construct a railway, of single, or double, track for cars, to be drawn by horse-power, from the corner of Hand and Liberty streets, in the city of Pittsburg; thence along Hand street to the Hand street bridge; thence along the Hand street bridge to Anderson street, in the city of Allegheny; thence along Anderson street to Cedar street, or avenue; thence along Cedar street, or avenue, to either Avery street, or Second street; thence along either Avery street, or Second street, to Chestnut street; thence along Chestnut street to O'Hara street; thence along O'Hara street to the Spring Garden plank road, and thence along Spring Garden plank road to its terminus, in Reserve township; and the said company shall have power to convey passengers over the said route, and shall have the right to purchase real estate, and to erect thereon such buildings and improvements as may be necessary, or expedient, for the purposes and convenience of

Corporators.  
Title.  
Privileges.  
Route of railway.  
Real estate, buildings, &c.

said company, and also, to purchase the necessary equipments for the conveyance of passengers on the said railway.

Capital.

Proviso.

SECTION 2. That the capital stock of the said company shall consist of two thousand shares, of fifty dollars each : *Provided*, That said capital stock may, by a vote of the stockholders, convened for that purpose, be increased as much as, in their opinion, shall, or may, be necessary to complete said railway and to carry out the full and true intent and meaning of this act

Organization.

Notice.

Managers.

Proviso.

SECTION 3. That said parties, hereinbefore named, or a majority of them, may proceed to organize said company and obtain subscriptions to the capital stock thereof, and when five hundred shares shall have been subscribed, and five dollars paid in on each share so subscribed, they, or a majority of them, shall give at least ten days' notice, in two, or more, daily newspapers, printed in the city of Pittsburg, of a time and place to be, by them, appointed, at which the subscribers shall proceed to choose, by ballot, five managers, all of whom shall be citizens of Allegheny county, who shall, immediately, choose one of their number to be president, all of whom shall serve until the third Monday of January then next succeeding, or until their successors are regularly and lawfully chosen : *Provided*, That each stockholder shall be entitled to one vote for each and every share of stock held by him, or her.

Seal.

By-laws.

Powers and privileges.

SECTION 4. That by the corporate name, aforesaid, the parties hereinbefore named, their associates and successors, shall have perpetual succession, with power to make a corporate seal, and the same to alter, modify and renew, at pleasure, and to ordain, establish and put in execution such by-laws, ordinances, rules and regulations, as shall appear necessary and convenient for the government of said corporation, and not being contrary to the constitution and laws of the United States, or of this commonwealth, and shall be able and capable of taking and holding their capital stock, and the increase and profits thereof, and of purchasing, taking, receiving and holding all such real estate and personal property as may be necessary, or convenient, to enable them to carry on the traffic of their said road, and the other purposes for which they are incorporated, with economy, facility and despatch, and the same to barter, sell, exchange, let, or lease, on ground rent, mortgage, or lease, or otherwise dispose of, at their pleasure, and of suing and being sued, pleading and being impleaded, by their corporate name, and shall have generally all the rights, privileges, franchises and incidents, belonging and appertaining to a corporation, and the right of doing all and every other matter which a corporation may lawfully do.

Dividends.

Not to exceed net profits.

SECTION 5. That the dividends of so much of the profits of said company, as shall appear advisable to the directors thereof, shall be declared in the months of July and January, in each and every year, and be paid at the office of the said company, at any time after ten days, from the time of declaring the same ; but said dividends shall, in no case, exceed the amount of the net profits of said company, so that the capital stock shall never be impaired thereby ; and if said directors shall make any

dividends, impairing the capital stock of said company, the directors consenting thereto shall be liable, in their individual capacities, for the amount so divided; and each director present, when such dividends shall be declared, shall be considered as consenting thereto, unless he, or they, enter their written protest upon the minutes of the board, and give public notice of the same.

SECTION 6. That said company shall have power to raise, on their bonds, or other security, or on bonds to be secured by a mortgage of their road, including all its stock and franchises, any sum of money, not exceeding one-half of the amount of their capital stock, for the purpose of carrying out the true intent and meaning of this act: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, or bear interest at a rate not exceeding seven per cent.

SECTION 7. That said company shall not allow the transfer of any share, or shares, of stock, except by resolution of the board of directors, until all the instalments have been paid; and no such transfer shall operate to release a stockholder from liability to pay any instalments due, or to become due, thereon; and if any stockholder shall omit, for the space of three months, to pay any instalment which shall have been called for, the directors may either declare the share, or shares, of stock, on which any instalment, or instalments, is, or are, unpaid as aforesaid, to be forfeited, or may bring suit to recover the said instalment, or instalments, with interest, at the rate of twelve per centum per annum, against the person, or persons, appearing, by their books, to be, or to have been, the owner, or owners, thereof.

SECTION 8. That said company, in constructing their said railway, shall conform to the grades now established, or hereafter to be, by law, established, of the several streets traversed by their said railway, and shall keep said streets in perpetual repair, at the proper expense of said company: *Provided*, That before said company shall use and occupy any of said streets, the consent of the councils of the city, or borough, within which said street lies, shall be first obtained, by ordinances, duly passed; and said councils may, from time to time, by ordinance, establish such regulations, in regard to that part of said railway lying within their jurisdiction respectively, as may be required for the paving, re-paving, grading, culverting and the laying of pipes along said streets, and to prevent obstructions thereon.

SECTION 9. That before using and occupying any portion of any plank road, or bridge, if said railway company, and said plank road company, or bridge company, shall fail to agree upon the terms, for the use thereof, the court of quarter sessions of Allegheny county shall, upon petition of either party, fix and establish the rate of compensation, to be allowed to said plank road, or bridge, company; and the rate of compensation, so fixed, shall be final and conclusive; and at least ten days' notice, of the filing of said petition, shall be given to the opposite party.

SECTION 10. That whenever the councils of the cities of Pitts-

Individual liability.

May borrow money.

Proviso.

Transfer of stock.

Unpaid instalments, proceedings, relative to.

Railway to conform to grade of streets, &c.

Consent of councils to be obtained before occupancy, &c.

Compensation of plank road, or bridge, companies, relative to.



Authorized to  
subscribe to  
free bridge over  
Allegheny river

burg and Allegheny, or of either of said cities, or any other persons, or corporations, shall proceed to build a free bridge over the Allegheny river, extending from Irwin street, in the city of Pittsburg, to Sandusky street, in the city of Allegheny, the said company, or any other passenger railway company, shall have the power to subscribe to the erection of said bridge, any sum, not exceeding one-half, by each company, of the capital stock of said bridge : *Provided*, That no bonds issued, in payment of said subscription, shall be for a less sum than one hundred dollars, or bear interest at a rate exceeding seven per cent. : *And provided*, That said railway company shall have the exclusive right and authority to use the said bridge, for passenger railway purposes, and to lay tracks thereon.

Proviso.

Proviso.

Certain sums to  
be paid into  
treasuries of  
Pittsburg and  
Allegheny.

SECTION 11. That the said company shall pay into the treasuries of the cities of Pittsburg and Allegheny, in sums proportioned to the length of said road, within the corporate limits of each of said cities, for and during the first five years after they commence running cars upon said road, twenty dollars per year, for each car, and three per cent. of the dividends declared ; for the second period of five years, thirty dollars per year, for each car, and five per cent upon all dividends declared ; and thereafter the sum of forty dollars per car, and five per cent. of the dividends declared, in each and every year.

Gauge of road,  
and use of track,  
regulated.

SECTION 12. That said railway company shall be required to lay the track of their road of such a gauge as to be most convenient for the use of carriages passing over said road ; and in all cases, the carriage, or vehicle, following the car, shall have the right to the track, and the carriage, or vehicle, passing in the opposite direction, shall be required to turn off the track.

Malicious mis-  
chief.

SECTION 13. That if any person, or persons, shall wilfully break, remove, destroy, or injure, any part of the said railway, or the cars, carriages, stations, houses, or other buildings, or property, of said company, or shall, without the consent of the said company, obstruct, or impede, the passage on, or over, the said railway, or any part thereof, the person, or persons, so offending, shall forfeit and pay, for every such offence, the sum of five dollars, to be paid into the county treasury ; but no such suit shall be brought unless commenced within sixty days after such offence shall have been committed ; and the person, or persons, so offending, shall be and remain liable, in addition to such penalty, to action, or actions, at the suit of said railway company, for any loss, or damage, occasioned by his, or their acts, as aforesaid.

Penalty.

Obstruction of  
streets prohib-  
ited.

SECTION 14. That the said company shall never obstruct the streets, or roads, over which their road passes, by permitting the passage of freight, or burden, cars, or the use of locomotive engines thereon ; and the fare, to be charged upon said road, shall not exceed five cents, for each passenger, for any distance.

Fare.

Commencement  
and completion.

SECTION 15. That said company shall commence the construction of the railway, hereby authorized, within one year after the consent of the councils of the cities of Pittsburg and Allegheny shall have been given to the same, and com-



plete the same to its terminus, in Reserve township, within two years thereafter.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 865.

## An Act

To change the venue in the case of the commonwealth of Pennsylvania *vs.* David W. Horner, Charles S. Horner, George J. Hankey, Isaiah K. Hankey, Theodore B. Horner and John Horner, from the court of quarter sessions of the peace of Adams county, to the court of quarter sessions of the peace of Franklin county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the venue in the case now pending, in the court of general quarter sessions of the peace of Adams county, of the commonwealth of Pennsylvania *versus* David W. Horner, Charles S. Horner, George J. Hankey, Isaiah K. Hankey, Theodore B. Horner and John Horner, returned to January sessions, eighteen hundred and sixty-six, of said court, be and the same is hereby removed to the court of general quarter sessions of the peace of the county of Franklin, to the next August sessions, or any subsequent term, within the present year of the said court, of where it shall be tried, and verdict and judgment and sentence be had thereon, with the same effect as if it had been tried in the county of Adams; and all the records in the case shall be certified and transferred, by the proper officers of the said court of the county of Adams, to the said court of the county of Franklin, by reason of the change of venue, shall be paid by the commissioners of said county of Adams.

Change of venue, from Adams to Franklin county, authorized.

Case to be tried within the present year.

Records to be certified. &c.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 866.

## An Act

To incorporate the Pittsburgh and Connellsville Mining and Manufacturing Railroad Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That S. H. Hartman, W. E. Sniertz, W. M. Faber, Bartman Goe, Charles L. Goehring, A. Hartzie, S. M. Wickersham, A. J. Bigley and James M. Bailey, or such of them as shall act, their associates, successors and assigns, be and are hereby incorporated and made a body politic and corporate, by the name, style and title of the Pittsburgh and Connellsville Mining and Manufacturing Company, with a capital stock of six hundred thousand dollars, divided into shares of one hundred dollars each; which said shares shall be personal estate, with power to increase said stock to an amount not exceeding one million dollars; said increase, and all transfer of stock, to be made at such time and in such manner as the by-laws of said company may direct.

Title.

Capital.

Shares.

Increase.

Transfers.

Subscriptions,  
how payable.

*SECTION 2.* That subscriptions to the capital stock of said company may be paid in real, or personal, estate, appropriate to the business contemplated by this act, at a valuation to be agreed upon by the board of directors, or their authorized agents; and the corporators, or board of directors, shall have power to create capital stock to the amount provided for in this act, and issue certificates for the same; and the said corporation may issue bonds, secured by mortgage, or otherwise, and sell the same at their market value, notwithstanding it may be less than par; but no bond shall be issued for a less sum than one hundred dollars; and such of the above-named corporators, as may act, are hereby authorized to receive subscriptions to said stock, in such manner as they may determine, and shall receive letters patent, as provided in the second section of an act of assembly, regulating railroads, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

Certificates.

May issue and  
sell bonds, &c.

Subscriptions,  
relative to.

Letters patent.

May hold real  
estate, &c., in  
certain counties

*SECTION 3.* That said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands, tenements, mineral rights, with their appurtenances, in Allegheny, Westmoreland, Fayette and Somerset counties, not exceeding, in the whole, two thousand acres, at any one time, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have the right to mine and prepare for market, coal, iron ore, limestone, fire-clay and other minerals, or to use and consume the same, and to manufacture iron and steel, and transport said articles, or any of them, to mar-

Mining and  
manufacturing  
privileges.

ket, and dispose of the same, and to make such mine roads, and also lateral roads, none of which shall exceed fifteen miles in length, and to connect the same with other railroads; that said mine roads and lateral roads shall be used for the purpose of said company only to transport and articles as may be manufactured by them, as are necessary for the prosecution of their business, as are mined by them, as in any other way necessary to carry out the object of this incorporation, as defined in this act, and for no other purposes; and in constructing said roads, said company shall be entitled to all the privileges, and subject to all the restrictions, of an act of assembly, regulating railroads, approved February nineteenth, one thousand eight hundred and forty-nine, and the supplements thereto; and said corporation shall have authority, generally, to do all such other acts and things as may be necessary for the prosecution of their business.

SECTION 4. That the affairs of said company shall be managed by a board of directors, to consist of not less than three, nor more than fifteen, stockholders, one of whom shall be chosen president; the first election to be held after ten days' public notice shall have been given in one, or more, newspapers, published in the city of Pittsburg, and subsequent elections shall be held at such times and places, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock shall entitle the holder to one vote, subject to such restrictions as the by-laws may determine: *Provided*, That on failure to elect directors, at the time designated, an election may be had at any time thereafter, after giving public notice, as above, and the board of directors and officers shall continue to act until their successors are duly chosen.

SECTION 5. That said corporation shall have authority to make and use a common seal, and the same to alter and renew, at pleasure, and by the name, style and title, aforesaid, to sue and be sued, before any court, or justice of the peace, in this commonwealth, to make all rules, regulations, by-laws and ordinances, and the same to alter, amend, or annul, at pleasure, and to do everything needful for the good government and transaction of the business of said corporation: *Provided*, That said rules, regulations, by-laws and ordinances be not repugnant to the constitution and laws of the United States, or of this commonwealth.

SECTION 6. That the stockholders of said company shall be jointly and severally liable, in their individual capacities and estates, for all debts contracted for work and labor done, and materials furnished, for said company, to the same extent as though this corporation was organized under the general act for mechanical, manufacturing, mining and quarrying purposes, approved July eighteenth, one thousand eight hundred and sixty-three; said debts to be sued for and collected as provided in said general act: *Provided*, That said stockholders shall not be individually liable for any bonded, or mortgage, debt of said company.

SECTION 7. That the said company shall pay to the commonwealth of Pennsylvania a bonus of one-half of one per

Authorized to  
build roads.

Subject to.

Directors.

President.

First election.

Notice.

Subsequent  
elections.

How conducted.

Votes.

Proviso.

Seal.

Powers and pri-  
vileges.

By-laws.

Proviso.

Individual lia-  
bility.

Proviso.

Bonus.



Taxes on dividends.

centum on the capital stock of said company, payable in four equal annual instalments; the first payment to be made in one year from the date hereof; and the said corporation shall also pay such taxes upon dividends as are, or may be, provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 867.

## An Act

To incorporate the Carbondale City Water Company.

Corporators.

Title.

By-laws.

Privileges.

Capital stock.

Votes.

Officers, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That B. M'Tighe, John E. Brown, Anthony Nealon, John M. Poore, John Nealon, Richard Foote and T. Voyle, and their associates, successors and assigns, are hereby incorporated into a body politic, in law, by the name, style and title of Carbondale City Water Company, and by that name shall have perpetual succession, with power to make and use a corporate seal, establish and put in execution such by-laws, ordinances, rules and regulations, as shall be necessary for said corporation, not being inconsistent with the laws, or constitution of the United States, or of this state, and shall be capable of suing and being sued, pleading and being impleaded, by their corporate name, and shall have, generally, all the rights and privileges belonging to a corporation.

SECTION 2. The capital stock of said company shall consist of one hundred shares, of twenty-five dollars each, which may at any time be increased, by a vote of the majority of the stockholders, to double the amount, (each share of stock shall be entitled to one vote;) said stock may be paid either in real, or personal estate, appropriate the uses of said corporation at a price, or value, fixed by three appraisers appointed by said corporation.

SECTION 3. The said corporation shall elect a president, vice president, secretary and treasurer, who shall hold their offices until their successors are duly qualified; the times for elect-



ing the officers, their duties, et cetera, shall be fixed by the by-laws of said company; and at any time, when five hundred dollars, are subscribed to the capital stock of said company, and twenty-five per centum of said amount actually paid in, the said company may exercise all the rights and privileges herein conferred.

SECTION 4. The said company shall have the right to purchase and hold such real estate, in the city of Carbondale, as may be necessary for the purpose of erecting suitable buildings for water works, and sufficient for a reservoir, or to cover, and protect, any spring, from which water may be taken, for the use of said company, and shall have full privilege to contract with other corporations, or individuals, for supply of water, as well as to furnish the same, when supplied, to all who may wish to obtain the same.

Real estate,  
buildings, wa-  
ter works, &c.

Supply of wa-  
ter, relative to.

SECTION 5. The said company shall at all times have authority, by themselves, or their agents, to enter upon, dig and lay pipes, in and through all lands, grounds and enclosures, public and private, and also shall, at all times, have liberty to dig and lay pipes, in and along the streets, roads and highways of said city, in which said works shall be located, shutting and mending, as soon as possible, any breaches which they may make; and the said pipes, wheresoever laid, to renew and repair, as circumstances may require; and it shall be lawful for said company to enter into, and appropriate to their use, any land in said city which may be necessary for the location of said buildings, works and reservoirs: *Provided*, That before said company shall take possession of any lands, which they may appropriate, for the site of their aforesaid buildings, works and reservoirs, they shall make compensation to the owner, or owners, or tender adequate security therefor; and that the said company pay into the state treasury a tax of one-half of one per centum upon the capital stock, in four annual payments.

Right of entry  
upon lands, &c.

Proviso.

Compensation  
to owners, rela-  
tive to.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 868.

## An Act

Establishing a ferry across the Allegheny river, at, or near, the mouth of Tubb's run, in Venango county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain persons  
authorized to  
establish ferry,  
&c.

That P. D. Thomas and Seldon T. May, both of Venango county, and state of Pennsylvania, their heirs and assigns, shall have the right and privilege, at their own proper cost and charges, to make good and convenient landings, on each side of the Allegheny river, at, or near, the mouth of Tubb's run, Venango county, and of opening of roads, of the width of forty feet, from such landings, to the public roads now, or hereafter to be, laid, on each side of the Allegheny river; and also, the right and privilege of erecting posts, on any land, or lands, contiguous to, or adjoining, said landings, and to extend therefrom, across said river, a rope, chain, or wire, in order to facilitate the crossing said stream: *Provided*, That the said rope, chain, or wire, shall be so extended as not to interfere with, or obstruct, the ascent, or descent, of crafts navigating said stream: *Provided also*, That the said P. D. Thomas and Seldon T. May, their heirs and assigns, shall pay to the owner, or owners, of said land, or lands, on which the before-mentioned posts may be erected, all damages which may accrue to said owners, in consequence thereof; which said damages shall be assessed by a jury of three persons, appointed by the court of common pleas of said Venango county, and their report and proceedings shall be the same, in every case, as in the case of opening roads, under existing laws.

Proviso.

Proviso.

Management,  
relative to.

SECTION 2. The said P. D. Thomas and Seldon T. May, their heirs and assigns, shall provide good and substantial boats and flats, and careful ferrymen, who shall constantly, as occasion may require, attend, for the purpose of transporting travelers and others across the said river; and on the failure thereof, unless prevented by some unavoidable occurrence, he, or they, shall forfeit, or pay, a fine of five dollars, besides the actual damage done to any person, who shall suffer detention therefrom, and shall sue for the same, within ten days thereafter, before any justice of the peace, within the township, in said county of Venango.

Persons suffering  
detention  
therefrom, rela-  
tive to.

Compensation  
of parties keep-  
ing ferry.

SECTION 3. The said P. D. Thomas and Seldon T. May, their heirs and assigns, for keeping and maintaining the said landings and ferry as aforesaid, shall receive a compensation, from persons passing over said river, at such ferry, at the following rates, to wit: For each foot person, five cents; for each person and horse, ten cents; for each one horse carriage,

twenty cents ; for each two horse carriage, or wagon, twenty-five cents ; for each four horse wagon, thirty-five cents ; for each additional horse, five cents ; for each head of horned, or neat, cattle, led, or driven, three cents ; for each head of sheep, or swine, led, or driven, one cent, and for each yoke of oxen, ten cents.

SECTION 4. Any person, or persons, who may wilfully pull down, cut, break, or in any way injure, or destroy, any post, ropes, wires, chains, boats, or other property, belonging to said ferry, he, or she, or they, so offending, shall, each and every one of them, forfeit and pay, to the said proprietors, the sum of fifteen dollars, in an addition to all damages sustained by said proprietors, to be recovered as debts of like amount are, by law, recoverable. Penalty for injuries done to.

SECTION 5. That no person, or persons, shall be permitted to keep a public ferry, within one mile above, or below, said ferry. Prohibition.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 869.

## An Act

To incorporate the Lurgan Mutual Fire Insurance Company of Franklin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Mowers, John E. M'Clay, David Hays, Adam Shoemaker, Daniel Snoke, Henry Clippinger, John Hensel, Christian Snoke, Jacob Fogelsonger, and all other persons who may associate with them, according to the provisions and regulations hereinafter set forth, shall be and are hereby constituted a body corporate and politic, by the name of the Lurgan Mutual Fire Insurance Company of Franklin county, which shall have perpetual succession, with power and authority to make contracts of insurance with any person, or persons, who may be, or may become, members thereof, or any body politic, or corporate, against any loss, or damage, Corporators.  
Name.  
Powers.

- by fire, according to the terms and conditions hereafter prescribed, and by-laws, not inconsistent therewith, nor inconsistent with the constitution of Pennsylvania.
- By-laws.**
- Period of insurance, &c.** SECTION 2. That the said association shall not insure property for a longer period than five years at any one time; before any property shall be insured, it shall be examined by a member, or members, of the association, to be appointed, annually, for that purpose, as the by-laws may direct.
- Managers.** SECTION 3. That there shall be nine managers elected for this company, and they shall be elected on the first Saturday of January, of each year; three of whom shall be elected by the board, to act as president, secretary and treasurer: *Provided*, That the present officers of said company shall hold their offices until the annual election, in one thousand eight hundred and sixty-seven.
- Elections.**
- Officers.**
- Proviso.**
- Proceedings in case of loss by fire, &c.** SECTION 4. That whenever there is a loss, by fire, of any insured property, and the secretary is apprised of the fact, he, at once, must call a meeting of the managers; and there must be a committee appointed to repair to the burnt buildings, and make a careful investigation of the premises, make out a report to the board of managers, whose duty it shall be to make out an assessment on each member, to cover said loss.
- Annual report.** SECTION 5. That the secretary shall make out an annual report of the company, and the same shall be published in one, or more, of the newspapers of counties where insurance may exist.
- Publication.**
- Certain provisions extended to.** SECTION 6. That the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, shall be extended to said company, so far as applicable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 870.

## An Act

To authorize the board of directors of the Washington County Eureka Oil Company to lay and collect assessments upon the original shares of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the board of directors of the Washington County Eureka Oil Company be and they are hereby authorized, by the vote of a majority of said directors, at any meeting, called for the purpose, to assess, upon each original share, or part of a share, in the corporate property of said company, such sum, or sums, of money, as they may think proper and necessary, to pay existing liabilities of said company, and to carry on the business thereof, not exceeding, in the whole, the amount of the working capital, as originally fixed by said company; and such sums, so assessed, shall be paid to the treasurer, at such times, and in such instalments, as said board may direct, in cash.

Directors authorized to lay and collect certain assessments.

SECTION 2. That if the proprietor of any such share, or part of a share, shall neglect to pay any sum, assessed upon such share, or part of a share, for the space of thirty days after the time appointed for payment, the treasurer of said company may sell, at the office of said company, in the city of Philadelphia, by public auction, such share, or part of a share, or so much thereof as may be necessary to pay all assessments thereon, then due, with necessary and incidental charges thereon.

Forfeiture and sale of stock, relative to.

SECTION 3. That the treasurer shall give notice of the time and place appointed for such sale, and of the sum due upon each share, by advertising the same three weeks succeeding, before the sale, in one newspaper published in the county of Washington, Pennsylvania, and one newspaper published in the city of Philadelphia; and a deed of the share, or shares, or part, or parts, of a share, so sold, made by the treasurer and duly acknowledged before a justice of the peace, or alderman, of said city, and recorded in the office of the register of deeds of said county of Washington, shall vest a complete title to such share, or part of a share, or shares, in the purchaser.

Notice of sale, how to be given.

Deed to be executed to purchaser.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 871.

**An Act**

To incorporate the Tiger Gold Mining Company of Colorado.

Corporators.	<p><b>SECTION 1.</b> <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Franklin Butler, Theodore Megarge, William H. Flitcraft, J. Howe Adams, George F. Lewis, J. Henry Bryan, George H. Bechtel, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the Tiger Gold Mining Company of Colorado, and by the said name shall have perpetual succession, and all the privileges and franchises incident to a corporation, may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines as they may lawfully acquire in the territory of Colorado.</p>
Title.	
Privileges. Seal.	
Mining and re- fining privi- leges, &c.	<p><b>SECTION 2.</b> That said company may carry on the business of mining, smelting and refining gold, silver, lead, copper, or other ores, or minerals, and dispose of the same, and may erect and own all suitable buildings, machinery, water power, property and devices, necessary for the said business.</p>
Capital.	<p><b>SECTION 3.</b> That the corporate stock of said company shall be five hundred thousand dollars, and shall be divided into fifty thousand shares, of ten dollars each.</p>
By-laws.	<p><b>SECTION 4.</b> That the said company shall have power to make by-laws, for the proper and orderly administration of the affairs of the company.</p>
Directors.	<p><b>SECTION 5.</b> That the affairs and business of said company shall be managed and conducted, by a board of not less than five directors, a president, secretary and treasurer, who, in the first place, shall be elected by the corporators named herein, and annually thereafter, by the stockholders, at such time as the by-laws may prescribe.</p>
Officers.	
Business offices.	<p><b>SECTION 6.</b> That it shall be lawful for said company to establish the necessary offices for the business thereof, in such places as they may deem expedient, but the principal office for the transaction of business, and where the corporate meetings shall be held, shall be in the city of Philadelphia.</p>

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 872.

**An Act**

To prevent the hunting of deer with dogs, in the township of Charleston,  
in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to prevent the hunting of deer with dogs, in certain counties of this commonwealth," approved the fourteenth day of April, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby extended to, and made applicable to, the township of Charleston, in the county of Tioga: *Provided*, That this law shall not be enforced when deer shall have been hunted outside of the lines of said township, and by reason of said hunting, the deer and dogs have escaped, or run, into said Charleston township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 873.

**A Supplement**

To an act relating to William M'Kee's ferry, in Allegheny county, approved the sixteenth day of April, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William M'Kee, of Allegheny county, his heirs and assigns, shall have the privilege of purchasing, or leasing, from individuals, city, or borough councils, the landings now occupied for the use of said ferry. Purchasing, or leasing, of certain landing authorized.



Compensation  
for keeping fer-  
ry.

SECTION 2. That said William M'Kee, his heirs and assigns, for keeping and maintaining said ferries and landings, shall receive compensation therefor, at the following rates, to wit : Foot passengers, (for each male,) not exceeding five cents ; foot passengers, (for each female,) not exceeding two cents ; for each horse, or mule, and rider, not exceeding five cents ; for each horse, or mule, and buggy, or wagon, not exceeding ten cents ; for each two horses, or mules, and buggy, or carriage, not exceeding fifteen cents ; for each two horses, or mules, and wagon, not exceeding twenty cents ; for every additional horse, or mule, not to exceed five cents ; for each head of cattle, not exceeding five cents ; for each head of hogs, not exceeding three cents ; for each head of sheep, two cents ; with authority to compound with individuals, families and firms, by the month, or year, at such lesser rates as may be agreed upon.

Pleasure par-  
ties, relative to.

SECTION 3. That the said William M'Kee, his heirs and assigns, shall have the right, and is hereby authorized, to carry pleasure parties to and from any point, or points, on the river, within the limits of Allegheny county.

Repeal.

SECTION 4. That any part, or parts, of the act to which this is supplemental, which are inconsistent herewith, be and the same are hereby repealed : *Provided*, That this act shall not deprive the councils of the city of Allegheny of the exclusive control of the wharves.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 874.

## A Further Supplement

To an act, entitled "An Act revising the charter of the municipal corporation of the city of Reading," passed April twenty-sixth, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter whenever any pipes, for conveyance of water, shall be laid in any of the streets, or highways, within the



city of Reading, the owners of the ground in front, whereof the same shall be laid, shall pay for the expenses thereof, the sum of fifty cents for each foot of the front of their ground upon such street: *Provided*, That in all corner lots an allowance shall be made of one-third the length of their fronts; but such allowance shall be always and only on the street, or highway, having the longest front; and in case both fronts are of equal dimensions, the allowance shall be made on the street in which the pipe shall be last laid; but in no case shall the allowance exceed sixty feet on any corner lot: *And provided always*, That where a corner lot shall have erected upon it two, or more, separate tenements, there shall only be an allowance made equal to one-third of the depth of the corner tenement and the yard adjoining: *And provided further*, That the provisions of this section shall not apply to any lot, or piece of ground, in said city, upon which, at this date, there is a supply of water obtained from a spring, or well; but if, at any time hereafter, two owners of such lots, or pieces of ground, shall desire to obtain a supply of water from the works of said city, then, and in that case, the provisions of this section, shall first be fully complied with and performed.

Expense of laying water pipes, how paid.

Proviso.

Proviso.

Proviso.

SECTION 2. That section seven of the supplement to the act, aforesaid, passed March twenty-first, Anno Domini one thousand eight hundred and sixty-five, which provides that the commissioners of water shall, annually, on the second Saturday of January, in each and every year, report to the city councils, et cetera, be so amended as that said commissioners of water may make said report on any day of January, in each and every year, which they may designate and choose.

Certain provisions amended.

Report of commissioners of water, relative to.

SECTION 3. That from and after the passage of this act the persons, owners of houses, or buildings, not using the said water, shall be charged at the minimum rate of water supply: *Provided*, That no charge, whatever, shall be made against the owner, or owners, of houses, or buildings, erected upon premises upon which, at this date, there is a supply of water obtained from a spring, or well.

Certain persons to be charged at minimum rate.

Proviso.

SECTION 4. That any act, inconsistent with this act, be and the same is hereby repealed.

Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 875.

*An Act*

To incorporate the Operative Plasterers' Mutual Protective Union of Philadelphia and vicinity.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Corporators.** That Philip N. Stockton, Henry Franklin, John Chandler, Albert Barry, James Carmichall, George Burross, John Whetstone, F. C. Paul, that all and every the persons that shall, at the time of passing this act, be members of the Operative Plasterers' Mutual Protective Union of Philadelphia, and they are hereby elected and declared to be one body politic and corporate, by the name, style and title of the Operative Plasterers' Mutual Protective Union of Philadelphia and vicinity, and by the same shall have perpetual succession, and be able to sue and be sued, implead and be impleaded, in all courts of record, or elsewhere; and also, the said corporation and their successors, at all times hereafter, be able to purchase, receive, have, hold and enjoy, to them and their successors, all manner of lands, tenements, rents, annuities, liberties, franchises and other hereditaments, goods and chattels, of whatsoever nature, kind, or quality, soever, real, personal, or mixed, or choses in action, and the same, from time to time, to sell, alien, grant, demise and dispose of: *Provided,* That the clear yearly value and income of the said corporation shall not exceed five thousand dollars; and also to make and have a common seal, and the same to break and renew, at pleasure; and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter, or the constitution and laws of the United States, or of this commonwealth, and generally to do all and singular the matters and things, which to them it shall lawfully appertain to do, for the well-being of the said corporation, and the due management and ordering of the affairs thereof.

**Title.**

**Privileges.**

**Proviso.**

**Seal.**

**By-laws.**

**Privileges and powers.**

**Not to engage in business of banking, &c.**

**SECTION 2.** That nothing in this act contained shall be deemed to authorize the said company to engage, either directly, or indirectly, in any banking, money, commercial, or manufacturing, concern, or to act in any other way than as a trade union.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 876.

## A Supplement

To an act to incorporate the Philadelphia and Gray's Ferry Passenger Railway Company, approved April ninth, Anno Domini one thousand eight hundred and fifty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of the act of assembly, to which this is a supplement, shall be and the same is hereby so amended, that the word "fifty," shall be substituted in lieu of the word "twenty-five," and that the par value of the shares of the capital stock, authorized in said section, shall be fifty dollars each.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 877.

## An Act

For the relief of Mary P. Gardner, widow of W. A. Gardner, deceased, late surgeon of the Eighty-first, Pennsylvania volunteers.

WHEREAS, W. A. Gardner served as surgeon of the Eighty-first regiment, Pennsylvania, served as surgeon of said regiment from the twelfth day of July, one thousand eight hundred and sixty-one, to the nineteenth day of September, one thousand eight hundred and sixty-one, without being mustered into the service of the United States, or receiving compensation, and afterward died without having been commissioned by the governor; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the state treasurer is hereby directed to pay to Mary P. Gardner, widow of the said William A. Gardner, the sum of four hundred and twenty-six dollars, being the amount of his pay and allowances, for the period of service, mentioned in the preamble hereto, out of any money in the treasury, not otherwise appropriated.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.

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No. 878.

## A Supplement

To an act, entitled "An Act to incorporate the Susquehanna and Delaware Railroad Company."

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Railroad connections, relative to.

That it shall be lawful for the said, the Susquehanna and Delaware Railroad Company, to connect their railroad and railroads, and other improvements, with the railroad and railroads, and other improvements, of any other corporation, or corporations, and to make such contracts for the use of the said railroads, and other improvements, as to the said company may seem expedient.

Contracts.

Corporations may hold stock of.

*SECTION 2. That it shall be lawful for any other corporation, or corporations, to take and hold stock in the said, the Susquehanna and Delaware Railroad Company, in the same manner as individuals might take and hold the same.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 879.

## An Act

To incorporate the Ophir Ridge Gold Mining Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That James A. Harlan, John E. Wootten, William H. Bines, Corporators.  
 Marcias S. Bulkley, Thomas Verner, William J. Moody, Luther R. Keefer, John G. Repplier, George S. Repplier and Henry Hesser, and their associates, be and they are created a body politic, by the name, style and title of the Ophir Ridge Gold Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving land in Colorado territory, to exercise all the right, and water privileges appertaining thereto, and to obtain gold, and other valuable substances from such lands, whether by working, or mining, or leasing, or disposing of privileges to work, or mine such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work the same, and to dispose of the products of all such lands, mines and works, as they may deem proper. Name.  
 Privileges.  
 Buildings and works.

**SECTION 2.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed. By-laws.  
 Proviso.  
 Seal.  
 Certificates of stock.  
 Contracts.

**SECTION 3.** That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws. Directors.  
 Quorum.

**SECTION 4.** That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem Business offices.

expedient; at which it shall be lawful to hold all meetings, for the transaction of the business of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 880.

## An Act

To incorporate the Hawley Coal and Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That T. F. Hunt, Charles Fuller, Hiram Nichols and James White are hereby appointed commissioners, and a majority of them are authorized to open books, receive subscriptions, and
Subscriptions.	organize a company, by the name, style and title of the Hawley Coal and Transportation Company, with all the rights and
Title.	privileges, and subject to all the provisions and restrictions of
Privileges.	an act regulating railroad companies, approved the nineteenth
Subject to.	day of February, Anno Domini one thousand eight hundred and forty-nine, except so far as the same is altered, or supplied, by this act.

May purchase coal lands, &c., in Luzerne county.	SECTION 2. That the said corporation shall have the right to purchase, lease, hold and convey coal lands, in Luzerne county, not exceeding five thousand acres, at any one time,
Powers, relative to.	with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the capital of said company may be employed in purchasing, mining, vending and transporting to market, coal and other freight, and in such other objects as may be considered necessary and expedient, in the prosecution of their business.

Railroad, construction of, relative to.	SECTION 3. That said company shall have the right to construct a railroad, with one, or more, tracks, with turn-outs and sidings, with locomotive power, stationary engines and gravity grades, as may be deemed most expedient, from their lands, by the most practicable route, to, or near, the village of Hawley, in the county of Wayne, with the right to construct lateral roads, not exceeding ten miles, each, in length, and to cross at grade, or connect, with any railroad, or public
Route.	
Lateral roads.	

improvement, now constructed, or that may hereafter be constructed, and to equip said road: *Provided*, That said road, or lateral, shall not extend further south, in Luzerne county, than the northerly line of Plains township.

SECTION 4. That the capital stock of said company shall consist of two thousand shares, of one hundred dollars each, with the privilege of increasing the same, from time to time, to an amount necessary to carry out the true intent and meaning of this act; and it shall be lawful for said company to borrow money to such an amount as may be necessary, in connection with subscriptions to the capital stock, to carry out the true intent and meaning of this act, and to issue bonds therefor, at a rate of interest not exceeding seven per centum per annum, and to secure the same by mortgage, or mortgages, upon the road, equipments, real estate and franchises of said company, or any part thereof: *Provided*, That no bond shall be issued for a less sum than one hundred dollars.

SECTION 5. That whenever the parties cannot agree upon the damages claimed for land, or materials, taken, or required, by said company, in the prosecution of their works, the company may proceed, in all respects, as provided in the second section of a supplement to an act incorporating the Pennsylvania Coal Company, approved the seventh day of March, Anno Domini one thousand eight hundred and forty-nine.

SECTION 6. That said company shall complete said railroad within five years from the passage of this act; and whenever any section, or sections, of three miles, or more, shall be completed, said company may use and enjoy the same, in the same manner as when the entire length thereof shall be completed; and no failure to construct the whole of said road shall work a forfeiture of the right to employ and use so much thereof as is completed.

SECTION 7. That said company are authorized to hold their office, for the transaction of business, at any point in this state, the state of New York: *Provided*, The service of any legal process, upon any officer, or agent, of the company, in this state, shall be held as good service upon the company.

SECTION 8. That said company shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock, hereby authorized, to be paid in full, at the time of the organization of the company, and the bonus, on any increase of the capital, shall be paid in four equal, annual, instalments, after said increased capital shall have been paid in; and the stockholders of said company shall be individually liable for all debts due mechanics and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three: *Provided*, The legislature hereby reserves the right to annul, alter, or repeal, this act at any time; in such manner however, as shall not interfere with vested rights, or do any injustice to the stockholders.

Connections.  
Proviso.

Capital.

Increase.

May borrow  
money.

Bonds.

Rate of interest  
Security.

Proviso.

Damages, how  
assessed.

Completion of  
road, &c., rela-  
tive to.

Business office.

Proviso.

Bonus.

Individual lia-  
bility.

Proviso.



Subscriptions,  
how paid.

Corporations  
may subscribe

SECTION 9. That subscriptions to the capital stock of said company may be made payable in money, or real estate, appropriate to its business, at a fair valuation, to be fixed by a majority of the stockholders; and that other corporations shall have authority to subscribe to the capital stock of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 881.

## An Act

Relative to restaurant licenses, in Butler, Lawrence, Adams, Beaver and Franklin counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of quarter sessions alone, of the counties of Butler, Lawrence, Adams, Beaver and Franklin, shall be authorized to grant licenses to keep restaurants, instead of the county treasurers of said counties; and the same notice shall be required, as is now required, for application to keep an inn, or tavern: *Provided*, Said licenses may be granted at any regular term of court; and all laws, or parts of laws, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 882.

## An Act

To reduce the capital stock, and supplementary to the act incorporating the Oil Creek, Lake and Titusville Mining and Transportation Company, and authorizing said company to secure its bonds by mortgage, and to fix and define the liability of subscribers to its capital stock, and to regulate its operations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the board of directors of the Oil Creek, Lake and Titusville Mining and Transportation Company are authorized to reduce the capital stock of said company, to such sum as the board of directors may, with the sanction of the stockholders, deem advisable; and that the proviso, in the third section of the act incorporating said company, is hereby repealed; and said company are authorized to mortgage, or lease, the whole, or any part, of their real estate, or franchises, but all bonus due to the commonwealth, on the stock of said company, shall still be paid; but all and any liability of the stockholders to mechanics and workmen, or laborers, for work done, or materials furnished said company, shall still exist as if this act had not been passed; and no liability, under the provisions of the third section of the act of incorporation of said company, or of the supplement thereto, shall be construed to authorize any sub-contractor, laborer, or mechanic, or furnisher of materials, or supplies, to collect pay for any work done, or materials furnished to said company, and paid for, or to be paid for, by the said company to the original contractor, or furnisher, thereof, so that said company, and any and each of its stockholders, shall not be liable to pay to any one but the person originally contracting to furnish the same, for any work done, or materials furnished, for which said company, or stockholders, shall have already paid, or become liable to pay, the person, or persons, under whose contract said work was done, or materials furnished to said company; and said company and stockholders shall not be required to pay, more than once, for any materials, labor, or work, whatever; and the receipt of payment, of the original contractor, shall be held, at all times, a full acquittance of all liability therefor; and said company may borrow money to an amount sufficient to complete their railroad, as now surveyed, and in course of construction, by said company, and shall complete the same within the time now required, by law, to the borough of Union Mills; said company may issue bonds, secured by mortgage, or otherwise, to the amount of their capital stock, now authorized, by law;

and it shall be lawful for any individual, or corporation, to guarantee said bonds.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 883.

## An Act

Fixing the rate of interest upon the bonds, and relative to the election and term of office of directors and officers of the Oil Creek, Lake and Titusville Mining and Transportation Company, and to reduce the capital stock, and supplementary to the act incorporating said company, approved April fourth, one thousand eight hundred and sixty-five, and authorizing said company's name to be changed, and authorizing said company to secure its bonds by mortgage, and repealing the proviso, in the third section of the act incorporating said company, and relative to the proceedings, records and quorum of said directors.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Rate of interest  
on bonds.

Elections.  
Notice.

Officers.  
Directors.  
Quorum.

Vice president.

Vacancies.

That the bonds of the Oil Creek, Lake and Titusville Mining and Transportation Company may bear interest, at a rate, not exceeding eight per cent. per annum; and at all elections of said company, of which legal notice may given, by publication, stating the time and place, in a weekly newspaper published in either Erie, or Crawford, county, at least five days previously, a majority, in amount, of the stockholders voting, may elect, by ballot, a president, vice president and five directors, who shall hold their offices for one year from said election; any four of whom shall constitute a quorum for the transaction of business; the acts and proceedings of that number of directors, being a majority for the time being, recorded in the minutes of said company, being declared valid, with like effect as if said quorum had been fixed in the original act of incorporation of said company; and until the election of a vice president, at a regular election, said quorum of the acting directors of said company, for the time being, may elect a vice president, and fill any vacancy, in the office of president, or director, and do such other acts as are authorized in said

act of incorporation; and the board of directors of said company are authorized to reduce the capital stock of said company to one-half of the present amount; and the proviso, in the third section of the act incorporating said company, is hereby repealed; and said company are authorized to mortgage, or lease, the whole, or any part, of their real estate, or franchises, but all bonds due to the state shall still be paid; and any liability of the stockholders, to mechanics and workmen, or laborers, shall not be impaired.

Reduction of capital.  
Repeal.  
Mortgage.  
Bonus.  
Liabilities of stockholders to mechanics, &c.

SECTION 2. And said board of directors may, upon filing, with the auditor general, a statement of any proposed change, or modification, of their corporate name, previously thereto approved by the court of common pleas of Erie county, or of Crawford county, make such change, and be thenceforth known by said changed corporate name; but no change of name shall exempt said company from liability under any existing contract; and all the rights, privileges, powers and franchises, heretofore granted to said company, in either of said counties, may be exercised as fully and effectually, for all purposes, in each and both of said counties, as they could, or might, heretofore have been in either of said counties; and so much of the original act of incorporation of said company, as is inconsistent herewith, is hereby repealed: *Provided*, Nothing in this action, the act to reduce the capital stock, and supplementary to the act incorporating said company, and authorizing it to secure its bonds, et cetera, passed at the legislative session of the present year, shall be construed to release the said company from the payment of the bonus required to be paid by the original act of incorporation, nor to extend their railroad further than to connect the termini mentioned in said original act, and the several acts supplementary thereto.

Change of name, relative to.  
Liabilities to continue.  
Powers and privileges, relative to.

Repeal.  
Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 884.

## An Act

To authorize the sale of certain real estate in Moon township, Beaver county, for the benefit of the common schools of said township.

WHEREAS, Joseph Alcorn, late of Moon township, in the Preamble. county of Beaver, deceased, in and by his last will and testa-



ment, dated April thirteenth, one thousand eight hundred and forty-three, since his decease, duly proven and registered in said county, willed and directed, that his farm, adjoining Phillipsburg, in said township, should never be sold, but should remain in the name of Joseph Alcorn, deceased, and all taxes, and so forth, as they become due, to be paid out of the proceeds thereof; and after providing that certain legacies and expenses be paid out of the proceeds of said farm, in case of a deficiency of other assets named therein, he willed and directed the balance of the proceeds of said farm, to be equally divided between the common schools of Moon township aforesaid:

*And whereas*, The legacies and expenses, directed to be paid out of said proceeds, have all been paid and satisfied, by the executor of said will:

*And whereas*, Said farm, consisting of about two hundred and forty acres, is almost entirely unproductive, and is going into a state of dilapidation, so that it would be greatly to the interest of said common schools of Moon township, that said farm should be sold, and the interest of the purchase money applied to the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Sale of real estate, relative to

Court to appoint trustee, and make necessary orders and decrees, &c.

Proviso.

That the aforesaid real estate, late of Joseph Alcorn, deceased, situated in Moon township, be sold, and the court of common pleas of Beaver county is hereby authorized and empowered, upon the application of the school directors of Moon township, to appoint a suitable person a trustee, to make sale of the same, and to make all necessary orders and decrees in that behalf; and the deed or deeds of said trustee, made in pursuance of such orders, or decrees, shall be sufficient to fully vest in the purchaser, or purchasers thereof, the title to said lands, in fee simple: *Provided*, That the sale made, shall be approved by said court, and before any sale be approved, said trustee shall give adequate security, according to the provisions of the act relating to the sale and conveyance of real estate, approved the eighteenth day of April, one thousand eight hundred and fifty-three.

Proceeds to be invested under direction of the court, &c.

Trustee to be subject to.

Proviso.  
To file certain statement.

SECTION 2. The proceeds of said sale, after deducting expenses, shall be invested, by said trustee, under the direction of the court, either in real estate, or government securities, and the interest, or income thereof, be paid over to the common schools of Moon township, according to the direction of the aforesaid will, relative to the proceeds of said real estate.

SECTION 3. The said trustee shall, in all respects, be subject to the control and jurisdiction of said court, in like manner as other trustees, under the laws of this commonwealth: *Provided however*, That said trustee shall at least once in every two years, (or oftener, if required by said court,) file, in said court, a statement, showing the condition of the fund under his control, and his management of the same, and shall at least once in every five years, exhibit, in said court, a full and complete account of said trust, in the same manner, and subject



to the same rules relative to notice, allowance, and so forth, as is provided in the case of assignees and trustees, under existing laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 885.

## An Act

Authorizing the laying out of a state road, in Wayne and Monroe counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Charles Gilpin, Simon Gruber and Isaac S. Case be and are hereby appointed commissioners to view, lay out and mark a state road, beginning at a convenient point, near the house of Peter Starner, on the Eastern and Belmont Turnpike Road, in Wayne county; thence, by the nearest and best route, to Naglesville, on the Delaware, Lackawanna and Western railroad, in Monroe county. Commissioners. Route.

SECTION 2. That it shall be the duty of said commissioners, or a majority of them, after being sworn, or affirmed, before some judge, or justice of the peace, to perform the duties enjoined by this act, with fidelity, carefully to view the ground over which said road is to pass, and lay out the same, of any width not exceeding fifty feet, adopting, as far as convenient and practicable, any road, or part of a road, now in use, and they shall distinctly mark the road, so laid out by them; and the said commissioners shall receive, for their services, the sum of three dollars a day each; and if either of said commissioners shall act as surveyor, he shall receive the additional sum of one dollar per day; and said commissioners may employ two chain carriers and one axeman, at a sum not exceeding two dollars per day each. Commissioners to be sworn. View. Width of road. Line to be distinctly marked. Compensation. Surveyor, chain carriers and axeman, relative to.

SECTION 3. That the said commissioners shall make a full and accurate draft of the road, so laid out by them, and file copies thereof in the courts of quarter sessions of the said counties, in which said road is located; and from thenceforth the said road shall be held and deemed a public highway, and Draft to be made out and filed. Opening and repairs of road, relative to.

shall be opened and repaired as roads laid out by the order of the court are opened and repaired.

Report of commissioners.

SECTION 4. That the said road shall be laid out, and report thereof filed, before the first of September next; and if any of said commissioners shall die, remove, refuse, or be unable, to act, his place may be filled by appointment of the court of quarter sessions of the county in which the vacancy occurs.

Vacancy.

Compensation of commissioners, how payable.

SECTION 5. That the compensation of the said commissioners, and the chain carriers and axemen, employed by them, shall be paid by the counties in which said road is located, in proportion to the extent of the road in each; and orders therefor shall be issued by the commissioners of each county, upon the treasurers thereof, in the usual manner.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 886.

## An Act

Relative to the draining of wet, or spouty, lands, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to the draining of wet, or spouty, lands, in certain counties," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-three, be and the same are hereby extended to the county of Lawrence.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 887.

## An Act

For the protection of sheep and taxing dogs, in the county of Lycoming.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall be the duty of the commissioners of the county of Lycoming, and they are hereby required, to cause an accurate account to be taken, annually, by the assessors of the several townships, boroughs, wards and cities, in said county, of all dogs and sluts, of the age of one month and over, owned, or in possession of, or being harbored by, any person, or persons, within their respective townships, boroughs, wards, or city, particularly noting the number and sex owned, possessed, or harbored, by each person, or persons; and when said commissioners shall so have ascertained the number, they shall levy and cause to be collected, annually, from every person owning, possessing, or harboring, the same, one dollar per head, for each dog, slut, owned, possessed, or harbored, by any such person, or persons, by the collectors of the several townships, boroughs, wards, or city, at the same time and in the same manner as county rates and liens are now, by law, collected; for which said collector shall be allowed five centum out of the money, so collected, and paid into the county treasury; it shall be the duty of the county treasurer to keep a separate account of money arising from tax, on dogs and sluts, as aforesaid; and the said money shall be and is hereby appropriated, as a fund, for remunerating the inhabitants of said county for every loss they shall sustain, by the killing, or injuring, sheep, by dogs, or sluts, or either, or both.

**SECTION 2.** That every dog, or slut, kept, harbored, or permitted to stay about any house, or premises, shall be deemed sufficient evidence of ownership to require the assessor to return the person occupying the house, or premises, (if no other responsible person will claim the same,) as the owner of the same; and any person sending his, or her, dog, or slut, from house to house, or from place to place, in order to evade the tax, shall pay double the amount, as above required, for the tax on the same; and every dog, or slut, not returned and taxed, as aforesaid, shall be deemed to have no owner, and may be lawfully killed by any person seeing the same running at large.

**SECTION 3.** That any inhabitant of the county, aforesaid, who shall have had any sheep killed, or injured, by a dog, or dogs, slut, or sluts, he, she, or they, may apply to the appraiser appointed by this act, and the said appraiser, or any two of them, are hereby authorized and required to view and

Commissioners to require assessors to take an account, annually, of the dogs, &c., in the several townships, boroughs, &c.

Number and sex of dogs, relative to.

Commissioners to levy tax, &c.

Mode of collection.

Compensation of collectors.

County treasurer to keep separate account, &c.

Fund, how appropriated.

Harboring dog to be evidence of ownership.

Unlawful attempt to evade payment, to subject offender to double the amount of tax.

Killing of dogs authorized in certain cases.

Mode of assessing damages of persons having sheep killed by dogs.



Damages to be certified to commissioners by appraisers.	ascertain the amount of damages sustained by the owner of such sheep, killed, destroyed, or injured, as aforesaid; and when they shall have ascertained the amount of damages, so sustained, they, or any two of them, shall certify the same to the commissioners of said county, and the said commissioners shall draw their warrant, on the county treasurer, for the amount of damages, so certified, and to be paid out of the fund arising from the tax authorized by this act; and if there shall not be sufficient money in the treasury, belonging to said fund, then the said warrant shall be paid out of the first money that shall come into the treasury, belonging to said fund.
Payment, relative to.	
Appraisers.	SECTION 4. That the persons elected to audit the accounts of the supervisors of highways, in the several townships and boroughs of said county, shall be and they are hereby appointed appraisers of damages done by dogs, within their several townships and boroughs and city; and shall have full
Powers and duties of, relative to.	power and authority to examine witnesses that shall appear, or be called before them, for that purpose, on oath, and for that purpose shall have power to administer oaths and affirmations; and it shall be the duty, and they are hereby further required, to ascertain whether the owner of any such sheep killed, or injured, by dogs owned, possessed, or kept, any dog, or dogs, slut, or sluts, about his, or her, premises, and make report of the fact to the commissioners of said county, together with the valuation, or damages, to the said sheep so killed, or injured; and if it shall appear to said commissioners that the owner of said sheep, so killed, or injured, did not make a true return to the proper assessor, of the dog, or dogs, slut, or sluts, subject to taxation, said owner, or owners, shall not be entitled to receive any part of said valuation, or damages: <i>Provided</i> , That no person receive any compensation, under this act, when his sheep are, or have been, killed, or injured, by his own dog, or dogs.
To report certain facts to commissioners.	
Certain persons not entitled to receive damages.	
Proviso.	
Compensation of appraisers, relative to.	SECTION 5. That the persons appointed by this act, as appraisers of damages done by a dog, or dogs, slut, or sluts, shall severally receive, for their services, two dollars per day, for each and every day necessarily spent in the same, and be paid by the owner, or owners, of said sheep, applying for such appraisement; which sum, so paid, shall be added to the amount of damages, and paid in the same way as heretofore:
How payable.	<i>Provided</i> , Said appraisers, after their election, and before they enter on their duties, as required by this act, shall severally take and subscribe an oath, or affirmation, before some judge, or justice of the peace, in and for said county, that they will, when called upon for that purpose, faithfully and impartially perform the duties enjoined upon them by this act, to the best of their judgment and abilities; and any justice of the peace, or judge, to whom application shall be made, is hereby required to administer said oath, or affirmation, and give a certificate therefor, without for, or reward, to the said appraisers, who shall file the same with the commissioners of said county; which oath, or affirmation, shall be all that shall be required to be made by said appraisers, during their continuances in office, or term for which they were elected.
Proviso.	
Appraisers to be sworn.	
Certificate of oath, or affirmation, to be filed with commissioners,	



SECTION 7. That the assessors, required to take an account of the dogs and sluts, as provided by the first section of this act, shall be sworn, or affirmed, to make a true and faithful account and return of all such dogs, or sluts, in their townships, boroughs and city respectively, before entering upon the duties of assessors of their respective townships, boroughs and city : *Provided*, That all laws inconsistent with this act, are hereby repealed, so far as they relate to the county of Lycoming.

Assessors to be sworn, &c.  
Proviso.  
Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 888.

## An Act

Relating to the supervisors of Carbondale township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the township auditors of the township of Carbondale, in their settlement with the supervisors of said township, for the years one thousand eight hundred and sixty-three, one thousand eight hundred and sixty-four, and one thousand eight hundred and sixty-five, shall allow the said persons who were supervisors, for those years, the sum of two dollars per diem, for each and every day necessarily spent in the performance of the duties.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 889.

## An Act

To amend an act, approved the twenty-seventh day of February, A. D. one thousand eight hundred and sixty-five, entitled "An Act relating to bonds and recognizances of bail, in the court of quarter sessions of Erie county."

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the clerk of the court in which any judgment is obtained, under the provisions of the act to which this is a supplement, to certify, to the prothonotary of the court of common pleas of said county of Erie, the date and amount of any such judgment, and the name of the defendant, or defendants; and the prothonotary shall, thereupon, enter such judgment, in the judgment docket of the court of common pleas, aforesaid, with like force and effect as if said judgment was originally recorded in said court of common pleas; and the same fee shall be charged for entering said judgment as is charged for similar services in the common pleas.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 890.

## An Act

To authorize the school directors, in Crawford township, Clinton county, and Fourth ward, in city of Reading, to levy and assess a tax for the payment of bounties, in the year one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Crawford township, in the county of Clinton, are hereby authorized and empowered, to levy and assess a tax upon the real and personal property, in said township, a sum sufficient to pay the expenses incurred by said township, in paying bounties to volunteers, in the year Anno Domini one thousand eight hundred and sixty-four.

Bounty tax, in Crawford township, Clinton county, authorized.

SECTION 2. And that the school directors of the Eighth ward of the city of Reading, Berks county, be and they are hereby required, to levy and collect a bounty tax, in that portion of the Eighth ward, formerly known as the old Fourth ward of said city, sufficient to refund to Isaac R. Fisher, the amount of money overpaid by him, to procure volunteers; said tax to be levied and collected, as bounty tax has heretofore been levied and collected, in the city aforesaid: *Provided*, Said tax shall be levied, subject to the provisions of an act exempting certain persons, who have been in the military service of the United States, and been honorably discharged therefrom, from the payment of bounty and *per capita* tax and militia fines, approved March thirtieth, one thousand eight hundred and sixty-six.

Bounty tax, in Eighth ward, city of Reading, authorized.

Proviso.

Exemption.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 891.

## A Further Supplement

To an act erecting parts of Clinton, Elk, M'Kean and Potter counties, into a county, to be called Cameron, approved the twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the provisions contained in the act to which this is a supplement, and in the several supplements thereto, relating to the road laws in said county of Cameron, and authorizing the election of road commissioners, and changing the general road laws of this commonwealth, so far as the same related to the said county of Cameron, be and the same are hereby repealed, except so far as the same relates to the opening and laying out of new roads; and the general road laws of this

commonwealth are hereby declared to be in full force throughout said county, except as above excepted: *Provided*, That the road commissioners of the several townships, in said county, shall continue in office until the expiration of the term for which they were elected, and shall act as supervisors.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 892.

## An Act

Relative to bounty tax, in Connoquenessing and Adams townships, Butler county.

<p>Certain provisions repealed.</p> <p>Bounty tax authorized.</p> <p>Amount.</p> <p>Proviso.</p> <p>Exemption.</p>	<p><b>SECTION 1.</b> <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That the supplement to the bounty law of Butler county, passed twenty-third March, one thousand eight hundred and sixty-five, be and the same is hereby repealed, so far as the same relates to Connoquenessing township, in said county.</p> <p><b>SECTION 2.</b> That for the purpose of completing the payment of bounties to volunteers, in the township of Adams, in said county of Butler, the school directors of the same shall have power to assess and collect a sum not exceeding one thousand dollars, in addition to any sum, or sums, now authorized and assessed, for the payment of volunteers, under the last call for the same: <i>Provided</i>, Said tax shall be levied, subject to the provisions of an act exempting persons, who have been in the military service of the United States, and been honorably discharged therefrom, from payment of bounty and <i>per capita</i> tax, and militia fines, approved March thirtieth, one thousand eight hundred and sixty-six.</p>
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JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 893.

*An Act*

Authorizing the governor to appoint an additional notary public, in and for the county of Snyder, Warren and Wyoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to those now provided, by law, the governor is authorized to appoint one additional notary public for the county of Snyder, and one in Tidioute, in Warren county, and one for the county of Wyoming.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 894.

*An Act*

Increasing the fees of justices of the peace and constables, in the counties of Bradford, Wyoming and Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act increasing the fees of justices of the peace, and aldermen and constables, in certain counties of this commonwealth," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby extended to the counties of Bradford, Wyoming and Susquehanna: *Provided*, That this act shall

remain and be in full force for one year from and after the passage of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 895.

## An Act

Relative to the streets and alleys in the town of Catawissa, in Columbia county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That section second of an act to exempt from taxation the property of the overseers of the public schools, founded by charter, in the town and county of Philadelphia, in Pennsylvania, and for other purposes, approved the twenty-first day of April, Anno Domini one thousand eight hundred and forty-one, and also the act, entitled "An Act relative to the streets and alleys, in Catawissa, Columbia county," approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby repealed.

Certain provisions repealed.

Certain streets and alleys declared public highways.

Duty of supervisors, relative to.

SECTION 2. The streets and alleys of that part of the town of Catawissa, called Roberts's addition, are hereby declared to be public highways, and the supervisors of roads of the township of Catawissa, Columbia county, shall, after the passage of this act, notify all owners of property, buildings, or obstructions of any kind, whatever, except dwelling houses now located on, or within, the route of the streets, or alleys, of the town of Catawissa, including Roberts's addition, to remove said property, buildings, or obstructions, therefrom; and if not removed within ninety days from the time of such notice, it shall be removed by the supervisors of roads of said townships, at the proper expense of the owners thereof.

Process for removal of dwelling houses, prohibited, in certain cases.

SECTION 3. That hereafter no person, or persons, bodies politic, or corporate, shall be allowed to institute any process, by information, or otherwise, for the purpose of disturbing, or removing any dwelling house within the limits of the town of Catawissa, including Roberts's addition, in the county of

Columbia, upon the ground, or for the reason, that said dwelling house stands upon grounds heretofore thrown out and dedicated to public use, as a street, highway, or alley ; but that said occupancy, for such purpose heretofore taken and made, is hereby legalized : *Provided however,* That any dwelling houses to be hereafter re-built, or erected, within the limits of said town, including Roberts's addition, shall be outside of the line of such streets, highways and alleys, Certain occupancy legalized. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 896.

## An Act

Granting a pension to Henry Welsh, a disabled soldier.

WHEREAS, Henry Welsh, late corporal in the company of Captain J. G. Simpson, in the First artillery regiment of the Reserve Volunteer Corps of Pennsylvania, was disabled while engaged, under orders, in firing a salute, on Capitol hill, Harrisburg, on the morning of the fourth of July, one thousand eight hundred and sixty-one, by the premature discharge of a cannon, both his arms having been so much injured, as to require amputation :

*And whereas,* The said Henry Welsh can receive nothing from the general government, having only been sworn into the service of this state, and having a certificate from J. P. Wilson, Surgeon General of Camp Curtin, declaring him entirely disabled from obtaining his subsistence :

*And whereas,* By the act of Congress, of July fourth, one thousand eight hundred and sixty-four, supplementary to an act, entitled "An Act to grant pensions," approved July fourteenth, one thousand eight hundred and sixty-two, it is declared, section five, "That all persons now, by law, entitled to a less pension than hereafter specified, who shall have lost both feet in the military service of the United States, and in the line of duty, shall be entitled to a pension of twenty dollars per month ; and those who, under the same conditions, have lost both hands, or both eyes, shall be entitled to a pension of twenty-five dollars per month :"

*And whereas, Justice would seem to require that soldiers, incapacitated from earning a livelihood, by reason of wounds received in the service of the state, and in the line of duty, should be placed upon an equality with soldiers so disabled in the service of the general government; therefore,*

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the life annuity of one hundred dollars, granted by the act of eleventh of April, one thousand eight hundred and sixty-two, to Henry Welsh, late corporal in Captain J. G. Simpson's company, First artillery regiment of the Reserve Volunteer Corps, wounded and disabled, as aforesaid, the said Henry Welsh shall receive a life annuity of three hundred dollars, to date from the fourth day of July, Anno Domini one thousand eight hundred and sixty-four, and to be paid by the state treasurer, semi-annually, on the fourth days March and September, of each year, out of any moneys in the treasury, not otherwise appropriated; and the act of April eleventh, Anno Domini one thousand eight hundred and sixty-two, granting an annuity of one hundred dollars, to the said Henry Welsh, is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 897.

## An Act

To repeal an act relating to the publication of legal advertisements, in the county of Franklin, approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-three, and an act relating to the publication of legal advertisements, in the county of Franklin, approved the twentieth day of April, Anno Domini one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That so much of an act, entitled "An Act relating to the publication of legal advertisements, in the county of Franklin," approved the fifteenth day of March, Anno Domini one thousand eight hundred and sixty-three, and an act, entitled "An Act relating to the publication of legal advertisements, in the county of Franklin," approved twentieth day of April, Anno Domini one thousand eight hundred and sixty-four, as requires the publication of all administrators', executors' notices, and all other notices, issuing out of the several courts of Franklin county, in the two papers having the largest circulation, in said county, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 898.

## An Act

To authorize the school directors of the borough of Conneautville, Crawford county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Conneautville, in the county of Crawford, or their successors, in office, be and are hereby authorized and empowered to borrow any sum, or sums, of money, not exceeding ten thousand dollars, at a rate of interest, not exceeding six per cent. per annum, for the purpose of purchasing ground and building a school house for said borough, and to issue bonds therefor, in sums of not less than one hundred dollars each; said bonds to be executed by the president and secretary of the board, and shall be exempt from taxation, under the laws of this commonwealth; and that the said school directors and their successors, in office, are further hereby empowered to levy a tax, annually, from passage of this act, not exceeding one per centum on the appraised valuation of the property of the taxable inhabitants

of said borough, for the purpose of paying said bonds, until said bonds, with interest, are redeemed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 899.

## An Act

To incorporate the Erie Dime Savings and Loan Company.

Corporators.	<b>SECTION 1.</b> <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Orange Noble, John H. Bliss, Elihu Marvin, Charles Brandes, John W. Hammond, M. R. Barr, Matthew Griswold, Junior, John C. Selden, L. L. Lamb, John J. Town, Selden Marvin, and all and every other person and persons, hereafter becoming stockholders therein, shall be and hereby are created a corporation and body politic, in law and in fact, by the name and style of the Erie Dime Savings and Loan Company, and by that name they shall be able to sue and be sued, plead and be impleaded, in all courts of law and equity, and elsewhere, and to purchase, have and hold, to them and their successors, lands, tenements and hereditaments, rents, goods, chattels, and effects of whatsoever kind, or nature, and the same at any time, to grant, sell and dispose of, and to make, execute and deliver, all proper and legal conveyances and assurances, and to receive the same; and also to have, make and use a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put in execution, all such by-laws, ordinances and regulations, as may appear necessary and fit, to subserve the interest of the institution, not being contrary to the constitution, or laws, of the United States, or of this Commonwealth, and generally to do, or perform, all acts, matters and things, in relation to their business, that a corporation may, or can, lawfully do : <i>Provided</i> , That the clear yearly value of the real estate so held, except so much as shall have been <i>bona fide</i> mortgaged by said corporation, by way of security, or conveyed to it in satisfaction of debts contracted in the course of its business, or purchased at sales
Style.	
Privileges.	
Seal.	
By-laws.	
Proviso.	

upon judgments obtained for such debts, shall not exceed the sum of ten thousand dollars: *And provided further*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained. Proviso.

SECTION 2. That the said corporation, shall have authority to receive, on deposit, from all persons, who shall offer the same, any sum, or sums of money, not less than one dime, to be paid to such depositors, in lawful money. National bank notes, or notes of banks, incorporated in this state, at par, when required, or at such other times, and with such interest, and under such regulations, as the directors, in the by-laws, may prescribe; which regulation shall be put up in some conspicuous place, in the office wherein the business of the corporation may be transacted; that deposits, made by minors and married women, may be re-paid to them, and such re-payment, or their orders, checks, or receipts, shall discharge said corporation from any further claims for the same so re-paid; and deposits so made by married women, or minors, shall not at any time be subject to the claim, or demand of, or payable, to the husbands of the said married women, or the guardians of such minors. Deposits.  
How payable.  
  
Deposits made by minors, or married women, relative to.

SECTION 3. That for the security of the depositors of said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them, as members of the institution, to raise and form a capital of one hundred thousand dollars, to be divided into shares, of one hundred dollars each, and paid in as shall be required by the board of directors; but one-fourth thereof shall be paid in before said corporation shall commence business; the directors of said corporation may increase the capital stock thereof, as they shall, from time to time, elect, to an amount not exceeding five hundred thousand dollars; and when any such increase shall be, by them, ordered, the directors shall cause notice thereof, and of the time when subscriptions therefor will be received, to be given to the stockholders of said corporation, by publishing such notice, once in each week, for three successive weeks, prior to the time, aforesaid, in a paper, published in the city of Erie, or by causing the same to be personally given to each of said stockholders, or sent, by mail, to the reputed post office address of each stockholder of said corporation, two weeks before such day; and each of such stockholders shall have the right to subscribe for the same proportionate share of such increase as such stockholder then holds of the capital stock of said corporation; and if any stockholder shall refuse, or omit, to subscribe for the proportion of such increase, to which he is entitled, for the period of ten days of the time fixed for the subscription for the same, the directors may distribute the share, or proportion, of such increase, so remaining unsubscribed for, to any other person, or persons; upon any such increase of stock, the directors shall fix the time when the same shall be paid for by the person, or persons, subscribing therefor; and if any person, or persons, who shall subscribe to such increase, or to the original stock of the said corporation, shall omit to pay for the Capital.  
Commencement of business.  
  
Notice of increase of capital to be given to stockholders.  
  
Subscriptions regulated.  
  
Directors to fix time for payment, &c.



Forfeiture of stock, relative to.	same, for the period of thirty days after the time prescribed for the payment therefor, the moneys, if any, theretofore paid by such subscriber, and the stock by him, or her, subscribed for, shall be forfeited to said corporation, and the directors may sell and dispose of such stock as they may deem most advantageous to said corporation; the capital of said corporation shall, at all times, be and remain liable to the depositors, for the amount of their deposits and the interest accruing thereon; and the shares shall be transferable on the books of the said corporation, in such manner as may be designated by the by-laws thereof.
Transfers.	
How funds may be invested.	SECTION 4. The said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks, or real, or personal, securities, and in such other manner as may be deemed appropriate and safe; and the directors of such corporation shall have power to prescribe, by their by-laws, the form of the certificates, to be issued to depositors, and the mode of making them transferable: <i>Provided</i> , That the said corporation shall reserve no greater rate of interest than the rate prescribed by law, upon any loan of money, secured by bond, mortgage, or other obligation, or instrument, given to said corporation: <i>And provided further</i> , That the said corporation shall make no loan for a less period than three months; and that nothing herein contained shall be so construed to give, or extend, to said institution, the power of issuing its own notes, in the nature of bank notes, for circulation, or to confer upon it banking, or discounting, privileges.
Certificates of deposit.	
Proviso.	
Proviso.	
Directors.	SECTION 5. That the business of said corporation shall be managed and conducted by seven directors, to be chosen in the manner hereinafter mentioned; they shall choose, from their own number, a president, and may appoint and remove, at will, such other officers as they shall deem necessary; and the compensation of the president, and such other officers as they may appoint, they shall fix and pay; the board of directors may make addition to its number, from time to time, in such manner as the by-laws shall provide; but the whole number of directors shall at no time exceed thirteen.
Officers.	
Compensation.	
Number of directors.	
Meeting of corporators.	SECTION 6. That there shall be a meeting of the persons, hereinbefore named, or a majority of them, on such day, within ten months after the passage of this act, at such place, in the city of Erie, as a majority of the persons, hereinbefore named, shall appoint, for the purpose of receiving subscriptions for the stock of said corporation, and choosing, from among the members, seven directors, to manage the affairs of the said institution for twelve months thereafter, and until a new election shall take place; all future elections shall be holden in such manner and at such times as the by-laws shall provide; and each stockholder shall be entitled, in person, or by proxy, to cast one vote for each and every share of stock by such stockholder then owned.
Subscriptions.	
Elections.	
Votes.	
Dividends, how declared and paid.	SECTION 7. That it shall be the duty of the directors of said corporation, on the first Monday of January and July, in each year, to make and declare, out of the net proceeds and profits of the business of the said corporation, a dividend of so much



thereof as they may deem best, and the same to pay over to the stockholders, or their legal representatives, within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend from any source, other than net profits and gains of the business of said corporation, or shall receive from any person, or persons, any deposit, after the assets and securities, belonging to said corporation, shall have fallen, or become depreciated, in value, in cash, below the whole amount of the deposits with, and debts of, the said corporation, and fifty per centum of its capital stock paid in, they shall become and be, and, so long as said depreciation continues, remain jointly and severally personally liable to the depositors with, and creditors of, said institution, for any deficiencies existing to them, or any, or either, of them, after their remedies against the said corporation shall have been exhausted.

Proviso.

Personal liability of directors.

SECTION 8. That the officers, agents and servants of said corporation shall give such security, for their fidelity and their good conduct, as the directors may, from time to time, require; and any officer, agent, or servant, of said corporation, who shall embezzle, or appropriate to his own use, without authority, any of the funds of the said corporation, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be sentenced to an imprisonment, not exceeding two years, or be fined, in any amount, not exceeding one thousand dollars, or both, or either, at the discretion of the court; that in all cases of loans upon real estate, the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that the books of the said corporation shall at all times, during business hours, be open for the inspection and examination of such persons as the legislature shall appoint as agents for that purpose; that such corporation shall be subject to the supervision and control of the court of common pleas of the county of Erie, and the supreme court, according to the provisions of the constitution of this commonwealth, and the several acts of assembly, conferring equity jurisdiction on said courts; that the said corporation shall, upon the order and direction of the said court of common pleas, receive upon deposit, such sum, or sums, of money, being and remaining in said court, to abide its order and direction, as the said court may, from time, order and direct, and pay interest thereupon while the same shall remain on deposit, at such rate as the said court shall require, not exceeding six per centum per annum; and such money and interest shall, at all times, be subject to the order of the said court; that said corporation shall not allow interest to any depositor, until his, or her, deposit amounts to one dollar, the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that not more than twenty-five dollars, unless otherwise agreed, shall be required to be paid to any one depositor, upon any one day, unless a written notice, of the sum intended to be demanded, shall have been given, at least ten judicial days before the time when such payment is required to be made.

Security for fidelity of officers, &c., relative to.

Embezzlement of funds, how punished.

Books to be open to inspection, &c.

Powers of the courts, relative.

When interest shall be allowed depositors.

Limitation and  
reservation.

Proviso.

Bonus.

SECTION 9. That this charter shall continue in force for a period of twenty years ; but the legislature reserves the right to alter, revoke, or annul, the same, at any time when they shall deem it necessary for the public good : *Provided however*, That no injustice shall be done to the corporators : *And provided further*, That the said corporation shall pay, into the treasury of the commonwealth, in four equal, annual, instalments, a bonus of one-half of one per cent. upon its capital stock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 900.

## An Act

To annul the marriage contract between Jacob Hoke and Amelia Hoke.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the marriage contract, entered into between Jacob Hoke and Amelia Hoke, his wife, in the county of York, and state of Pennsylvania, be and the same is hereby annulled and made void, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely, as if said contract had never been made.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 901.

## An Act

Changing the citizenship of Jacob Bohner, from Lykens to Mifflin township, Dauphin county.

WHEREAS, The dividing line of Lykens and Mifflin townships runs through the dwelling house of Jacob Bohner; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act Jacob Bohner shall be a citizen of Mifflin township, Dauphin county, and enjoy all such privileges enjoyed by citizens of that township.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 902.

## An Act

Relative to the publication of local laws, in the counties of Centre and Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the commissioners of said counties shall be required to publish all local laws, which shall be passed and approved each year, relating to the counties of Centre and Schuylkill, at least four weeks in all the papers of said county, as early as possible after the passage and approval of the same; and the same to be paid for as other publications, authorized by the board of commissioners, are now paid: *Provided,* That this act shall apply to such local laws as were passed and approved during the present



session of the general assembly : *And provided further*, That no acts of a private nature, or which does not concern the people generally, shall be subject to the provisions of this act.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 903.

## An Act

To incorporate the borough of Columbia.

Certain provisions repealed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the town of Columbia, in the county of Lancaster," approved February twenty-fifth, one thousand eight hundred and fourteen, and all supplements to said act, and all special acts of assembly heretofore passed, relating to the borough of Columbia, so far as they are applicable to the said borough, be and are hereby repealed, and in lieu thereof, the following law is enacted.

Erection of borough.

Name.

Boundaries.

SECTION 2. That the town of Columbia, in the county of Lancaster, shall be and the same is hereby erected into a borough, which shall be a body politic and corporate, and called by the corporate name of the borough of Columbia, bounded and limited as follows, to wit: Beginning at a post on the outer edge of the towing path of the canal, one hundred and twenty-three perches above the old boundary line, and about three hundred feet below a point opposite the southern mouth of Point Rock tunnel, and directly opposite a prominent ledge of rocks in the hill; thence extending south eighty-seven and one-half degrees, and east forty-five and one-half perches; thence south seventy-eight degrees east seventy perches to a post, in a field eight feet south of Furnace road fence; thence south eighty-five and one-fourth degrees east two hundred and nine and one half perches, to J. H. Stehman's gate post; thence south forty-seven and three-fourths degrees east three hundred and twenty perches to a post; thence south seventy-two degrees west two hundred and fifty perches to the eastern bank of the river Susquehanna, at low water mark; thence



up the said river, by the several courses thereof, to the place of beginning.

SECTION 3. That the said corporation, by the name of the Privileges.  
borough of Columbia, shall have perpetual succession, the  
right to sue and be sued, to complain and defend, in all courts  
of record and elsewhere, to make and use a common seal, and Seal.  
alter the same at pleasure, and to purchase, acquire, hold, sell  
and convey real and personal estate.

SECTION 4. The powers of the corporation shall be vested Burgess and  
in a chief burgess, and town council composed of nine mem- council.  
bers, and such other officers as may, from time to time, be au-  
thorized by the ordinances, or by-laws, of the borough council. By-laws.

SECTION 5. That said borough shall be divided into three  
wards, for all election purposes; that part of the borough  
north of the middle of Locust street, shall be called the First First ward.  
ward; that part between the middle of Locust street and the  
middle of Union street, shall be called the Second ward, and Second ward.  
that part south of the middle of Union street, shall be called  
the Third ward; which wards shall be separate election dis- Third ward.  
tricts, and hold their elections at separate windows of the town  
hall, in said borough.

SECTION 6. The election, on the first Monday in January, Election, time  
one thousand eight hundred and sixty-seven, shall be held and of, and how con-  
ducted by the officers of election, chosen, as provided by ducted.  
the general election laws of this commonwealth, on the third  
Friday of March, one thousand eight hundred and sixty-six,  
to wit: The officers of the Upper ward for the First ward,  
and the officers of the Lower ward for the Second ward; and  
it shall further be the duty of the officers of the Lower ward  
to appoint similar officers for the additional district hereby  
created, viz: The Third ward, in the following manner, viz:  
The judge shall appoint an additional judge, and each inspec-  
tor an additional inspector, who shall be legal voters of the  
ward for which they are appointed, and who shall hold and  
conduct the election for said Third ward.

SECTION 7. Rudolph Williams shall act as chief burgess Certain persons  
until the first Monday in January, one thousand eight hundred appointed bur-  
and sixty-seven; the following persons shall be members of gess and coun-  
the borough council: Abim Benner, Junior, Milton Wike cil.  
and Hiram Wilson, until the first Monday in January, one thou-  
sand eight hundred and sixty-seven; John B. Bachman,  
Thomas R. Luppen and Philip Gossler, until the first Monday  
in January, one thousand eight hundred and sixty-eight, and  
David Mullen, Henry Brandt and Amos S. Green, until the  
first Monday in January, one thousand eight hundred and  
sixty-nine; and the first Monday in January, one thousand  
eight hundred and sixty-seven, and on the first Monday in Annual elec-  
January, annually, thereafter, said borough shall elect a chief tion.  
burgess, to serve for one year, and three persons, to serve as  
members of the borough council, for the term of three years.

SECTION 8. The following persons shall be members of the Certain persons  
school board: Samuel Grove, J. W. Steary and James Bar- appointed  
ber, until the first Monday in January, one thousand eight school direc-  
hundred and sixty-seven; William G. Case, T. R. Vickroy 10's.  
and J. G. Hess, until the first Monday in January, one thou-

Annual election.	sand eight hundred and sixty-eight, and John Cromlish, J. W. Fisher and Joseph Mifflin, until the first Monday in January, one thousand eight hundred and sixty-nine; and on the first Monday in January, eight hundred and sixty-seven, and on the first Monday in January, annually, thereafter, said borough shall elect three persons, to serve as school directors, for the term of three years; and if any vacancy happen it shall be filled, by election, by the school board, until the next election.
Vacancy.	
Constable.	SECTION 9. Charles A. Hook shall act as high constable of the borough, until the first Monday in January, one thousand eight hundred and sixty-seven; and on the first Monday in January, annually, thereafter, said borough shall elect one person, to serve as high constable, for one year.
Annual election.	

## POWERS OF CORPORATE OFFICERS.

	SECTION 10. They shall have power
By-laws.	First. To make such laws, ordinances, by-laws and regulations, not inconsistent with the laws of this commonwealth, as they shall deem necessary, for the good order and government of the borough.
Roads, streets, alleys, &c.	Second. To survey, lay out, enact and ordain such roads, streets, lanes, alleys, courts and common sewers, as they may deem necessary, and vacate the same, or any part thereof, and to provide for, enact and ordain the widening and straightening of the same: <i>Provided</i> , That in case of any claim for damages, sustained by the owner, or owners, of lands, or buildings, by the opening of any new street, lane, or alley, the parties cannot agree upon the amount, the same shall be settled and paid for, as provided in section twenty-six of this act.
Proviso.	Third. To prohibit the erection, or construction, of any building, or work, excavation, or other obstruction, to the opening, widening, straightening and convenient use thereof.
Damages, how assessed.	Fourth. To regulate the roads, streets, lanes, alleys, courts, common sewers, public squares, common grounds, foot-walks, pavements, gutters, culverts and drains, and the heights, grades, widths, slopes and forms thereof; and they shall have all other needful jurisdiction over the same.
To prohibit certain erections.	Fifth. To require and direct the grading, curbing, paving and guttering, of the side, or foot-walks, by the owners of the lots of grounds, respectively fronting thereon, in accordance with the general regulations prescribed.
Regulation of streets, &c.	Sixth. To cause the same to be done, on failure of the owners thereof, within the time prescribed by the general regulations, and to collect the cost of the work and materials, with twenty per centum advance thereon, from said owners, as claims are, by law, recoverable, under the provisions of the law relative to mechanics' liens; and the particulars of such labor and materials, the name, or names, of the actual, or reputed, owner, or owners, as also, the occupier, or occupiers, of the premises, for the time being, shall be set forth in a statement, to be filed within ninety days after such expenses shall have been incurred.
Grading of foot-walks, &c.	Seventh. To make all needful regulations respecting the
To cause certain work to be done, and expense thereof to be collected, &c.	

foundations and party-walls of buidings, and respecting vaults, cess-pools, sinks, drains and partition fences. Foundations, party walls, &c.

Eighth. To enter upon the lands and premises of any person, or persons, for the purposes authorized by this act, by themselves, and their duly appointed officers and agents. Right of entry.

Ninth. To prohibit and otherwise regulate the running at large of horses, cattle, sheep, swine, dogs and other animals, and to authorize their seizure and sale, for the benefit of the borough. Animals at large, &c.

Tenth. To authorize and direct the killing of dogs running at large, contrary to the regulations of the borough. Dogs.

Eleventh. To make all needful regulations respecting markets and market days, the hawking and peddling of market produce and other articles, in the borough, and for the inspection and measurement, or weight of cord wood, hay, coal and other articles, sold, or offered for sale, in the borough. Regulations relative to markets and produce.

Twelfth. To regulate, annually, the scales, weights and measures, within the borough, according to the standard of the commonwealth. Scales, weights, &c.

Thirteenth. To define nuisances, and to prohibit and remove any obstructions in the highways of the borough, and any nuisance, or offensive matter, whether in the highways, or in public, or private, ground, and to require the removal of the same, by the owner, or occupier, of such grounds; in default of which, the borough council may remove, or abate, or cause the same to be done, and collect the cost thereof, with twenty per centum advance thereon, in the manner provided herein, for the cost of pavements, made by the borough council. Nuisances and obstructions, relative to.

Fourteenth. To prohibit, within the borough, the carrying on of any manufacture, art, trade, or business, which may be noxious, or offensive, to the inhabitants; the manufacture, sale, or exposure, of fire-works, or other inflammable, or dangerous, articles; and to limit and prescribe the quantities, that may be kept in one place, of gunpowder, fire-works, turpentine and other inflammable, or dangerous, articles, and to prescribe such other safe-guards as may be necessary. To prohibit carrying on any offensive trade, or business.

Fifteenth. To prohibit, within the borough, the burial, or interment, of deceased persons, or within such partial limits, within the same, as they may, from time to time, prescribe, and to regulate the depth of graves. Burials, &c.

Sixteenth. To prevent the introduction of infectious, or contagious, diseases; for which purpose their jurisdiction shall extend to any distance, within one mile of the limits of the borough; and to make such other regulations as may be necessary, for the health and cleanliness of the borough. Sanitary regulations.

Seventeenth. To make regulations relative to the cause and management of fires, and within such limits within the borough, as they may deem proper to prescribe; and to appropriate money for the purchase of fire engines and hose, for the use of the borough, and to fire companies. Fires and fire engines, relative to.

Eighteenth. To regulate and prohibit the exhibition of plays, shows, mountebanks, jugglers, and all exhibitions, within the same. Plays, shows, &c.

Nineteenth. To establish a nightly watch, to light the streets,



- Night watch, supply of water, &c. to provide a supply of water, for the use of the inhabitants, to make all needful regulations for the protection of the pipes, lamps, reservoirs, and other constructions, or apparatus, and to prevent the waste of water so supplied
- Fines. Twentieth. To impose fines and penalties, incurring partial, or total, forfeitures; to remit the same; to provide, or erect, a lock-up house for the temporary detention of persons, committed by the proper corporate officers, or by the justices of the peace, within the borough: *Provided*, That no person shall be confined in such lock-up house, for a longer period than forty-eight hours, at any one time.
- Lock-up.
- Proviso.
- Appointment, &c., of officers, and enforcement of ordinances. Twenty-first. To appoint and remove such officers, prescribe their duties, and allow them such compensation as they may deem necessary, to secure the peace, order and well being of the inhabitants, and to enforce the ordinances and regulations of the borough
- Fees of officers. Twenty-second. To prescribe such fees as they may deem proper, for the services of their officers, in the adjustment of the grades, curbs, lines, party walls, partition fences and the like, and to enforce the payment of the same.
- Annual tax. Twenty-third. To lay and collect, annually, for borough purposes, any tax, not exceeding one cent on the dollar on the valuation assessed for county purposes, as now is, or may be, provided by law; all property, offices, professions and persons, made taxable, by the laws of this commonwealth, for county rates and levies, shall be taxable after the same manner for borough purposes: *Provided*, That the land lies within the limits of said borough, and not laid out in town lots, shall be assessed as first-rate farm land: *Provided*, That any land adjoining, or fronting on, any street, laid out and opened, or which may be hereafter laid out and opened, in said borough, shall be considered as town-lots, for the distance of not more than two hundred feet back, or from such street, and assessed as town property.
- Proviso.
- Proviso.
- Tax on dogs. Twenty-fourth. To lay and collect, annually, a tax on the owners of dogs and bitches, not exceeding one dollar on the owners of but one dog, or two dollars on the owner of but one bitch; and to lay and collect such additional tax on the owners of more than one dog, or bitch, and in such rates of increase as they may deem proper.
- Loans. Twenty-fifth. To borrow money, for the use of the borough, and that any such loan shall not be subject to any other than state and national taxes.
- Public buildings. Twenty-sixth. To place, erect and build market-houses, town hall, and any other public buildings they may deem proper and necessary.

## DUTIES OF CORPORATE OFFICERS.

- Quorum. SECTION 11. That it shall be the duty of the borough council, a majority of whom shall be a quorum,
- Meetings. First. To meet, statedly, at least once a month, and within ten days after the election of any corporate officer:
- To be sworn. Second. Before entering upon the duties of their offices, to take and subscribe an oath, or affirmation, before any justice



of the peace of the proper county, to support the constitution of the United States and of the commonwealth of Pennsylvania, and to perform the duties of their respective offices with fidelity; and the same shall be entered upon, or filed among, the records of the borough: *Provided*, That the chief officer of the borough, having been first duly qualified, may administer to the other officers the said oaths and affirmations.

Third To make full records of their proceedings, and to provide for the preservation thereof. Records.

Fourth. To publish, by not less than twelve advertisements, to be put up in the most public places, in the borough, every ordinance, at least ten days before the same shall take effect. Publication of ordinances.

Fifth To appoint a treasurer and secretary. Officers.

Sixth. To make a draft, or a plan, of the roads, streets, lanes, alleys and courts opened, or laid out, with every explanation necessary to a full understanding of the same; which draft, or plan, shall be kept in the council chamber of the borough, and shall be open to public inspection when required of the secretary. Draft of roads, streets, &c.

Seventh. To give due and personal notice to all persons resident in the borough, directly interested therein, of any proposition to fix, or change, the roads, streets, lanes, alleys, or courts, and to designate a time and place when they shall be heard in relation thereto; and in the case of persons not residing in the borough, such notice shall be given to the occupants of the respective premises, by them held, affected by such proposition, or, if unoccupied, by written, or printed, notices, conspicuously posted upon such premises. To give notice of proposed change of road, &c.

Eighth. To appoint a time and place, of which due notice shall be given, for the hearing of appeals, in relation to the assessment of taxes, by such corporate officers; not less than three of whom they may designate, who shall have power to grant such relief as may to them seem proper. Appeals from tax assessments, &c.

Ninth. To fix, from time to time, the amount of security to be given by the treasurer, high constable and the collector of borough taxes, and their compensation; and to direct the publication of the accounts of the treasurer annually, and as often as may be required by the borough council, and the mode of publication. Treasurer, high constable, &c., relative to.

#### BOROUGH OFFICERS.

SECTION 12. That the corporate officers shall receive no compensation for their services in that capacity, excepting such as shall be especially authorized by the borough ordinances. Compensation.

That the chief burgess, or other principal officer of the borough, shall have power,

First. To enforce the by-laws, ordinances, rules and regulations of the borough. Enforcement of ordinances, &c.

Second. To exercise the powers, jurisdiction and authority of justices of the peace, within the borough, for the suppression of riots, tumults, disorderly meetings, and in all criminal. Riots, disorderly meetings, &c.

cases, for the punishment of vagrants and disorderly persons ; he shall be entitled to the same fees for like services

**PRESERVATION OF ORDER, &c.** SECTION 13. That it shall be the duty of the chief burgess, or other principal officer of the borough,

First To preserve order and maintain the peace of the borough, to enforce the ordinances and regulations, to hear complaints, to remove, or abate, nuisances, and to exact a faithful performance of the duties of the officers appointed.

**COLLECTION OF TAXES, FINES, &c.** Second. To issue his warrant for the collection of taxes assessed, and fines and forfeitures imposed, by this act, or ordinances, and regulations of the borough, and to demand and receive sufficient security, in the amount fixed by the borough council, from the treasurer, collector and high constable.

**FINES, HOW APPROPRIATED.** Third All fines imposed by any by-law, or ordinance, of the borough, shall be collected, for the use of the borough, and paid to the treasurer thereof.

**VACANCY.** SECTION 14. That in the absence of the principal borough officer, and in case of vacancy, or inability, of the same, the officer, who may be designated by the by-laws of the borough council, for that purpose, shall exercise the like powers, and perform the same duties

**DUTIES OF THE SECRETARY.** SECTION 15. That the secretary shall attend all the meetings of the borough councils, keep full minutes of their proceedings, transcribe the by-laws, rules and regulations, and ordinances adopted, into a book kept for that purpose, and when signed by the presiding officer, shall attest the same, preserve the records and documents of the borough, keep the seal of the borough, certify copies of any book, paper, record, by-law, rules, regulations, ordinances, or proceedings, of the borough council, under the seal thereof ; which copies, so certified, shall be good evidence of the act, or thing certified, and shall attest the execution of all instruments under the same, record the publication of all enactments, and attest the same by his signature thereto, and shall file of record, the proof of service of all notices, as required by this act, or supplements hereto ; his certificate whereof shall be good evidence of such notice ; he shall deliver over to his successor, the seal and the books, papers and other things belonging to the borough ; he shall receive such compensation for his services as the borough council may fix

**TREASURER TO GIVE BOND.** SECTION 16. That the treasurer shall give bond with surety, as required by the borough council, before entering upon his duties ; he shall keep a just account of all his receipts and disbursements, and shall annually, and as often as may be required by the borough council, submit his accounts to the borough auditors to be audited, or examined by them, and shall publish the same, in the manner directed by the borough council, and shall pay over all moneys remaining in his hands, and deliver all books, papers, accounts and other things, belonging to the borough, to his successor.

**HIS DUTIES.** SECTION 17 That the collector of borough taxes shall have the same powers, and may be proceeded against by the borough treasurer, for neglect to pay over the amount of his du-

**COLLECTOR OF TAXES, RELATIVE TO.**

plicate, according to law, as provided in the case of collectors of county rates and levies.

SECTION 18. That the high constable shall give bond with surety, as required by the town council; he shall have the power and authority of constables of the several townships in said county; he shall serve the notices prescribed by this act, and attest the service of the same, by affidavit, in writing, signed by him, and deposited with the secretary of the borough council; he shall give notice of the election, by setting up advertisements, in at least twelve of the most public places in said borough, ten days previously thereto, and he shall attend and see that the same is opened at the time, and in the manner directed by this act.

High constable,  
to give bond.

Powers and  
duties.

#### ELECTIONS

SECTION 19. That every person, entitled to vote for members of the general assembly, having resided in the borough one year, immediately preceding the election, and within one year paid a borough tax, shall be entitled to vote at the borough election; and after said election shall be closed, the judges, inspectors and clerks, shall declare the person and persons, having the greatest number of votes, to be duly elected to their respective offices; and in case any two, or more candidates, shall have an equal number of votes, the preference shall be determined by lot, to be drawn by one of the inspectors, who shall be selected by the judges, in presence of the judges, inspectors and clerks; whereupon duplicate certificates, of said election, shall be signed by the said judges, one of which shall be transmitted and served by the borough constable, to each of the persons elected, and the other filed among the records of the borough; and any vacancy in any borough office, caused by death, resignation, removal, or refusal to serve, the borough council may supply, until the next election, by election at the next stated meeting, or any subsequent stated meeting: *Provided*, That the sons of persons, qualified as aforesaid, between the ages of twenty-one and twenty-two years, shall be entitled to vote, although they shall not have paid taxes, having resided one year in the borough, immediately preceding the election.

Voters.

Elections, how  
conducted.

Certificates, re-  
lative to.

Proviso.

SECTION 20. That if any person, duly elected chief Burgess, or member of the borough council, or appointed, or elected, high constable, or other officer, who shall refuse, or neglect, to take upon him the duties of the said office, every person so refusing, or neglecting, shall, for every such offence, forfeit and pay the sum of ten dollars, for the use of the borough.

Officers refus-  
ing to act, to be  
liable to certain  
penalty.

SECTION 21. That the elections, provided by the general laws of this commonwealth, to be held on the third Monday of March, annually, shall, for the borough of Columbia, be changed and held at the town hall aforesaid, on the first Monday in January, annually, and the officers of such election shall, at the same time, hold the election for borough officers.

Time and place  
of holding elec-  
tions.

SECTION 22. That only one justice of the peace shall be elected for each ward of said borough: *Provided*, That the present justices of the peace, for said borough, shall hold their

Justices of the  
peace, relative  
to.



offices, and act as such justices, until the expiration of their terms, for which they were elected respectively ; and no election for justices shall be held, for said borough, until the election next preceding the expiration of their respective terms of office, except in case of death, resignation, or removal of said justices, or any of them.

Eligibility.

SECTION 23. That electors only shall be eligible to borough officers.

Terms of office.

SECTION 24. That the officers elected shall serve until others are duly elected and qualified.

Opening of roads, streets, lanes and alleys, relative to.

SECTION 25. That at any time hereafter, when the necessities of the borough, and the increase of the population thereof may require the same to be done, the borough council, by an ordinance, or ordinances, passed by the said council, may direct such, or so many, of any roads, streets, lanes and alleys, to be surveyed, laid out and opened, as the said council, for the time being, may deem necessary to accommodate the desire for improvement and building thereon, by the inhabitants of the borough, or by other persons ; and after the said roads, streets, lanes and alleys shall be thus ordered to be surveyed, laid out and opened, the court of quarter sessions of the county of Lancaster shall, upon the application, by petition, presented in open court, by any person authorized by the borough council, or by the owner, or owners, of the lands occupied and taken, for the said roads, streets, lanes and alleys ordered to be opened as aforesaid, appoint six discreet and disinterested citizens, residents of the said borough, who being first duly sworn, or affirmed, according to law, shall inquire what damages the owner, or owners, of the said lands, houses, or other buildings, shall, or may, sustain, by reason of the same being injured, taken, used and occupied for the purposes aforesaid :

Assessment of damages, relative to.

Certain persons not to be entitled to.

*Provided*, That in assessing said damages, no compensation shall be made, or allowed, by the said citizens, to any person, or persons, for houses, or other buildings, erected, or built, by any person, or persons, on any of the roads, streets, lanes and alleys of the said borough, from and after the said roads, streets, lanes and alleys shall have been designated and laid out by the said borough council : *Provided also*, That it shall also be the duty of the said citizens, in assessing such damages, to take into consideration the advantages which have accrued, or may thereafter accrue, to the owner, or owners, of such lands, houses, or other buildings, erected thereon, before the designation thereof, by the said borough council, as aforesaid, by reason of the opening of the said roads, streets, lanes and alleys, and of the roads, street, lanes and alleys adjoining thereto, or connected therewith ; and if any five of the said citizens, being first duly sworn, or affirmed, to view the said premises, reasonable notice of such view having been first given to the commissioners of said county, or to any one of them, they, or any four of the said citizens, may make report of these proceedings thereon, to the said court ; that upon the return of the valuation and assessments of damages as aforesaid, for lands, houses, or other buildings, injured, or so as aforesaid opened, taken, used and occupied, for any of the public roads, streets, lanes and alleys, within the said borough,

Advantages to be considered in assessing.

Viewers, to be sworn, and to report to court, &c.



and the same having been approved of by the said court, the amount of damages, so awarded and approved by the said court, shall be paid within six months from and after the same shall have been so approved by the said court, by the county aforesaid.

Damages, how paid.

SECTION 26. That the borough council shall have the power to prescribe rules and regulations, with respect to the landing of arks, boats, rafts and other craft, at the shore, wharves and landing, on the river Susquehanna, opposite the borough of Columbia, and removing nuisances therein and therefrom, and to inflict penalties for the breaches of such rules and regulations, not less than ten dollars, nor more than twenty-five dollars, for any one offence, which may be recovered before any justice of the peace, and to cause seizure to be made of so much of the contents of any ark, boat, raft, or craft, as shall be sufficient to satisfy the same, together with the legal costs, in case no owner shall be known.

Regulations relative to the landing of arks, boats, &c., in the Susquehanna river.

SECTION 27. That all taxes, assessed by the borough council, shall be collected, by their collector, or agent, in same manner as is, or may be, prescribed by the laws of this commonwealth, for collecting state and county taxes.

Taxes, how collected.

SECTION 28. That all taxes, rates and levies, which may hereafter be lawfully imposed, or assessed, by the borough council, on real estate, situate in said borough, shall be and they are hereby declared to be a lien on the said real estate, on which they may hereafter be imposed, or assessed; and the said lien shall have priority to, and shall be fully paid and satisfied before, any recognizance, mortgage, judgment, debt, obligation, or responsibility, which the said real estate may become charged with, or liable to; said liens may be entered of record, in the court of common pleas of Lancaster county: *Provided*, Said taxes shall not be paid three months after demand made for the same, by the collector, or agent, of the borough, and to be recovered, as other debts are recoverable, in said court.

Taxes on real estate, how to be a lien.

Proviso.

SECTION 29. The said borough council shall have, use and enjoy the same powers, and authorities and liberties, with regard to the licensing and regulation of wharves, or buildings, in the nature of wharves, erected, or extended, or to be erected, or extended, into the water of the river Susquehanna, from, or opposite, any part of the said borough, that are, by law, vested in the board of wardens of the port of Philadelphia, with regard to such erections, or extensions, into the river Delaware and Schuylkill, with power to recover, before any of the magistrates, or courts, of Lancaster county, similar penalties to those provided in the act, entitled "An Act to establish a board of wardens for the port of Philadelphia, and for the regulation of pilots and pilotages, and for other purposes therein mentioned," passed the twenty-ninth day of March, one thousand eight hundred and three, and the several supplements thereto; and the borough council, aforesaid, is and shall be hereby invested with all and singular the powers and authorities, jurisdictions, rights and immunities in and to and over the ends of each and every of the public streets and alleys of said borough, which extend to, or into, the river Susque-

Licensing and regulation of wharves, &c., relative to.

Powers of council over streets, &c., to extend to, or into, the Susquehanna.

hanna, as fully, to all intents and purposes, and to the like uses, as by the sixth section of an act, entitled "An Act for the better regulation of the city of Philadelphia, and districts adjoining, and preserving the navigation of the river Schuylkill," passed the twenty-fifth day of March, one thousand eight hundred and five, is, or are, granted to the corporation of the city of Philadelphia, respecting the ends of the streets and alleys which extend to, or into, the river Schuylkill.

Proceedings relative to buildings, which are injurious to health, or dangerous to life, or property.

SECTION 30. Where any structure, building, or erection, in the borough, aforesaid, shall, in the opinion of the borough council, become, or be, injurious to the health, or dangerous to the property, or lives of the citizens, it shall and may be lawful for the said council to declare the same a nuisance, and to require it to be removed; and if the owner, or occupier, of the ground, upon which such nuisance shall exist, shall neglect, or refuse, to remove the same within six days after notice shall have been served upon him, or her, or in case no owner, or occupier, can be found after such notice shall have been affixed to some conspicuous part of the premises, the supervisor, or agent, of the said borough, shall proceed to remove, or abate, same; and the expenses of such removal, with all costs, shall be a lien upon the ground; and the proceedings to recover the same shall be, in all respects, as is provided, by law, in the case of mechanics' claims.

Violation of ordinances relative to the licensing of shows, &c., how punished.

SECTION 31. In all cases of violation of any ordinance of said borough, relating to the licensing of shows, plays, concerts, or any exhibitions, it is directed, that any person, so offending, shall pay a fine, not exceeding the sum of thirty dollars; and the chief burgess of said borough is hereby empowered to issue his warrant of arrest, directed to the constable of said borough, commanding him to cause any person, accused of such offence, to appear before the said burgess forthwith; and if it shall appear, upon a fair hearing, that such person, so charged, is guilty of such offence, the said burgess shall require such offender to pay such fine as the said burgess, in his discretion, may judge right, not exceeding, in amount, the sum of thirty dollars, as aforesaid, with costs; and if any person, so fined, shall refuse to pay such fine and costs, or shall fail to give sufficient security for the payment of the same, the said burgess is hereby empowered to commit such person, so offending, to the borough lock-up, for such time as, in his discretion, he may fix, not exceeding forty-eight hours.

Executions of judgments for fines and penalties, relative to.

SECTION 32. That where judgment is obtained, before a justice of the peace of said borough, for fines and penalties, against any person, for breach, or violation, of any ordinance, rule, or regulation, of the borough, execution may be issued thereon, and levy and sale made, without regard to any claim to exemption, under the act of April ninth, one thousand eight hundred and forty-nine, entitled "An Act to exempt property, to the value of three hundred dollars, from levy and sale, on execution and distress for rent."

Exemption prohibited.

Repeal.

SECTION 33. That an act, entitled "An Act relating to road laws, in Chester and Lancaster counties," approved April twenty-eighth, one thousand eight hundred and fifty-seven, is

hereby repealed, so far as the same relates to the borough of Columbia, excepting so much as relates to any action, or proceedings, now pending in any of the courts of said county, respecting the laying out, or opening, of any roads, or streets, in said borough.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 904.

## An Act

To regulate the practice of entering judgments and issuing processes, in Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful for the prothonotary, or clerk, of any of the courts in and for Armstrong county, to issue any execution, writ, or process, out of said courts, (subpœnas excepted,) or to enter any judgments therein, without the agency of an attorney, duly admitted to practice, as an attorney-at-law, in said courts; and any such execution, writ, or process, issued out of any of said courts, or judgments entered therein, contrary to the provisions of this act, shall be null and void.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 905.

**An Act**

For the relief of Henry P. Treziyulny, James D. Turner and others, bail of William W. Brown, late treasurer of Centre county.

WHEREAS, It is alleged that in the settlement of the account of William W. Brown, late treasurer of Centre county, certain payments made, by the bail of the said William W. Brown, to the state treasurer, amounting, in the whole, to the sum of one thousand and sixty dollars, were omitted to be allowed, whereby injustice is likely to accrue to the bail of the said treasurer; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized to open and re-settle the account of W. W. Brown, as late treasurer of Centre county, in the commonwealth of Pennsylvania, and allow thereon such deductions and credits as are just and equitable; and that the credits and deductions, that may be allowed on said settlement, shall be deducted from the judgment recovered by the commonwealth of Pennsylvania against William W. Brown and others, upon the official bond of the said treasurer, in the common pleas of Dauphin county, at number fifty-three, August term, one thousand eight hundred and sixty-two.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 906.

**An Act**

To incorporate the Chester Creek Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That Robert L. Martin, Richard S. Smith, James S. Tyson, Joshua P. Eyre, William Frick, Spencer M'Ilvaine, Edward Pennett, George Baker, Y. S. Walter, Benjamin Gartside, Abraham R. Perkins, Abraham P. Morgan, William B. Rearey, John Larkin, Junior, Samuel A. Crozer, Samuel Archbold, John H. Benton, Samuel B. Thomas, William Ward, Henry B. Edwards, Abraham Blakely, William Winterbottom, W. Sellers Hill, James Hurst, A. N. Martin, George W. Hill, William Weir, Charles P. Walter, Jonathan Dutton, James Baker, Joseph Baker, Albert C. Robert, William Brown, J. Lewis Garrett and Chalkley Harvey, be and are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name, style and title of the Chester Creek Railroad Company, with authority to lay out and construct a railroad from Lenni, in the county of Delaware, to the city of Chester, and connecting with the West Chester and Philadelphia Railroad Company, and to have all the powers and privileges, and be subject to all the restrictions, terms and conditions, which are authorized and imposed by the act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto: *Provided*, That the railroad, hereby authorized to be constructed, shall not be connected by a branch, or branches, with the Philadelphia and Baltimore Central railroad.

Commissioners.

Subscriptions.

Name.

Route and connections.

Subject to.

Proviso.

SECTION 2. That the capital stock of the said company shall be one hundred thousand dollars, in shares of fifty dollars each, with power, in the said company, to increase the same, from time to time, as may be necessary to effect the objects of this company.

Capital.

Shares.

Increase.

SECTION 3. That the said company is authorized to borrow money, to an amount not exceeding that of their capital stock, upon bonds of the company, and to secure the same by a mortgage, or mortgages, of all and any of the property, and the franchises of the company; such bonds to be with, or without coupons, upon such terms, and at such rate of interest, as the board of directors may determine; no bond to be issued of a less denomination than fifty dollars.

May borrow money.

Security.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 907.

**An Act**

To incorporate the Schuylkill River Passenger Railway Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That William B. Bement, Joseph R. Bolton, John J. Kersey, S. Gross Fry, Thomas E. Cahill, Henry C. Fox, David Paul Brown, Junior, Israel Maule, John Sherry, William W. Watt, William R. Leads, C. W. Walker and C. H. T. Collis, or any five of them, are hereby appointed commissioners to open
Subscriptions.	books, receive subscriptions and organize a company, under the
Title.	name and title of the Schuylkill River Passenger Railway Company, and as such shall have power to lay out and construct a railway, in the city of Philadelphia, from a point
Route.	near the basin of the Fairmount water works, along Twenty-fifth and Callowhill streets to Twenty-third ; thence along said Twenty-third street, southwardly, to the Gray's ferry road ; and thence by South and Twenty-second streets northwardly to Hamilton street, and from thence to the place of beginning,
May use certain portions of streets adjacent to route.	with the right to use such portions of any of the adjacent streets as may be necessary, for the purpose of avoiding the obstruction at Twenty-second and Market streets, and to complete their circuit ; with the right also to use and occupy
May use tracks on certain other railways.	the tracks on Gray's Ferry road, now owned by the Philadelphia and Gray's Ferry Passenger Railway Company, and such other tracks, that may be laid upon their proposed circuit,
Terms and conditions.	upon such terms and conditions as the parties may agree upon ; and in case the several parties cannot agree upon the terms upon which the use of their several roads shall be granted, then
Mode of fixing compensation.	each company shall appoint one disinterested person, and the two thus chosen shall appoint a third, all of whom shall be approved by the court of common pleas of the city of Philadelphia, who shall determine and agree upon the compensation to be paid therefor.

Extension of route, relative to.	<i>SECTION 2.</i> The said company shall have the right, at any future time, to extend their road from its southern terminus to Point Breeze, along said Schuylkill river, by such route as may be deemed most practicable, and as may be approved by the board of surveys of the city of Philadelphia.
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Capital. Shares.	<i>SECTION 3.</i> That the capital stock of said company shall consist of ten thousand shares, of the par value of fifty dollars each ; and the company shall have power to either raise, on bonds, any sum, not exceeding one-half of the capital stock, or of increasing their capital stock fifty per cent., as they may elect, for the purpose of carrying out the true intent of this act.
May borrow money, and increase capital stock.	

SECTION 4. That the said company shall make and have a Seal.  
 common seal, and also ordain and establish such by-laws By-laws.  
 and regulations as may appear necessary, or convenient, for  
 the government of said company, and not being contrary to  
 the constitution of the United States, or of this common- General privi-  
 wealth; and generally to do all and singular the matters and leges.  
 things, which to them it may lawfully appertain to do, for the  
 well being of said company, and the due ordering and man- Subject to.  
 aging of the affairs thereof, in accordance with the provisions  
 of the act regulating railroad companies, approved the nine-  
 teenth day of February, one thousand eight hundred and forty-  
 nine, and the supplements thereto; and at every election, for Elections.  
 president and six directors, each share of stock shall entitle Votes.  
 the holder thereof to one vote: *Provided further*, That be-  
 fore the said company shall use and occupy the said streets,  
 the consent of the councils of the city of Philadelphia shall Councils to give  
 be first obtained; and said consent shall be taken and deemed consent, before  
 to have been given, if said councils shall not, within thirty streets are occu-  
 days after the passage of this act, by ordinance duly passed, pied, &c.  
 signify their disapproval thereof; and the said company shall  
 also be subject to an ordinance of the city councils, entitled Subject to.  
 "An ordinance to regulate passenger railways, within the  
 city of Philadelphia," approved seventh day of July, one  
 thousand eight hundred and fifty-seven: *Provided*, The said Restriction.  
 road shall not extend further north than Green, or west of  
 Twenty-fifth street, or cross the Reading railroad, at any  
 point.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one  
 thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 908.

## An Act

Authorizing the commissioners of Schuylkill county to advance to the  
 townships of Schuylkill and East Brunswick a sum of money, and to levy  
 and collect the same by taxation.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
 tatives of the Commonwealth of Pennsylvania in General Assem-  
 bly met, and it is hereby enacted by the authority of the same,*

That the county commissioners of Schuylkill county be and they are hereby authorized to advance to the township of Schuylkill a sum of money, not exceeding four hundred dollars, and to the township of East Brunswick a sum of money, not exceeding three hundred dollars, incurred, and now due, and incurred for bounty purpose, to raise volunteers; and the commissioners of said county are hereby authorized to assess, levy and collect an additional tax upon said township, in *pro rata* proportions, to re-imburse the said county for moneys heretofore advanced for bounty purposes, including the sum named in this act, in the manner now authorized by law: *Provided*, The said tax shall not be collected from any persons, who have been in the military service of the United States, and been honorably discharged therefrom.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 909.

## A Supplement

To an act authorizing the school directors of Robinson township, Washington county, to levy and collect a special bounty tax, approved March twenty-third, one thousand eight hundred and sixty-five, and relating to the payment of bounties, in South Whitehall township, Lehigh county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions construed

Tax authorized.

Proviso.

That it is the true intent and meaning of an act, entitled "An Act to authorize the school directors of Robinson township, Washington county, to levy and collect a special bounty tax," approved March twenty-third, one thousand eight hundred and sixty-five, to authorize the said school directors to levy, upon the taxable persons and property of said township, an amount sufficient to re-imburse any individual, or individuals, who may have advanced moneys to relieve said township from draft, at any time during the year one thousand eight hundred and sixty-four: *Provided*, That said tax shall be levied subject to the general laws exempting persons, who have been in the military service, from the payment of bounty taxes, approved



day of , one thousand eight hundred and sixty-six.

SECTION 2. That the tax assessed and levied by the school directors of the township of South Whitehall, Lehigh county, for the payment of moneys expended by said township, for relieving the same from draft and payment of commutation money, be and the same is hereby legalized and made valid.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 910.

## A Supplement

To an act, approved March twenty-third, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act to provide for the erection of a poor house in the townships of Milford, Turbett, Spruce Hill, Tuscarora, Lack and Beale, and the boroughs of Perryville and Patterson, in the county of Juniata."

WHEREAS, An election was held under the provisions of the twenty-first section of said act, on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-five, and as said act did not provide, that the sheriff should issue a proclamation of said election, and as said election was participated in only by very few voters, in the respective districts in said county, and it being not generally known to the voters, that the question was being submitted at said election, and as the result of said election is now being complained of, by a large portion of the voters of said county, by petitions presented to the general assembly, praying that the said election shall be set aside, and a new election provided for by law, in order that the voters may be afforded an opportunity to poll a full and fair vote on the question; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an election shall be held on the second Tuesday in May Anno Domini one thousand eight hundred and sixty-six, in the several election districts, in said county of Juniata, to accept, or reject, the provisions of said act, in the manner pro-

Preamble.

Election to accept, or reject, certain provisions, relative to.

Proviso.  
Commissioners  
not to be indi-  
vidually liable.

Damages, how  
paid.

Sheriff to give  
notice of elec-  
tion, &c.

vided in the twenty-first section of said act: *Provided*, That the commissioners named in the act to which this is a supplement, or their successors, shall not be individually liable for any damages, or losses, that have already accrued, or may hereafter accrue, by reason of their official action, performed in accordance with the said act; but that all such losses, costs, or damages, shall be paid by the county of Juniata.

SECTION 2. That the sheriff of the said county of Juniata shall, immediately after the passage of this act, give notice of said election, in three newspapers, published in said county, every week, until the date on which said election is to be held.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 911.

## An Act

Appointing commissioners to lay out and open a state road, in M'Kean county, from the borough of Smethport to Lafayette Corners.

Commissioners.

Route.

To locate on  
township roads,  
if necessary.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Nathaniel F. Jones, John R. Chadwick and James Hoop, of M'Kean county, are hereby appointed commissioners, for the purpose of laying out, opening and making a state road, commencing at the borough of Smethport, to the Buffalo, Bradford and Pittsburg railroad, and from Lafayette Four Corners to said railroad, to communicate with and intersect said railroad, at such point, or points, as shall be most advantageous to reach the same from said borough and said corners, at depots, or stations, that may be established on said railroad; and the said commissioners are authorized to locate upon and use so much of any township road as may be needed for this purpose; in which case, so much of any township road, as shall be so used, shall be maintained, by them, during the continuance of this act.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of said county; and when so filed, said draft and record shall be legal evidence in all things relating to the same.; and said road from thence is hereby declared to be a public highway, in the same manner as other roads laid out and opened, for public use; and said road shall be opened fifty feet in width, and, where necessary, the timber shall be chopped, for fifty feet wide, on each side of the centre of the road. Draft to be made and filed.  
Width of road.

SECTION 3. That any two of said commissioners shall constitute a quorum, and be sufficient to perform any act hereby authorized to be done; and in case of the death, resignation, or neglect to perform the duties thereof, by either of said commissioners, the court of quarter sessions of said county shall, upon the petition of the remaining and acting commissioners, or commissioner, or citizens interested, appoint a suitable person, or persons, to fill said vacancy, who shall give bond, as hereinafter required by this act; and the powers conferred, and duties enjoined by this act, shall continue in force five years from the time of the approval thereof, when they shall cease and determine, except for the purpose of settling the accounts of the commissioners. Quorum.  
Vacancy, how filled.  
Bond.

SECTION 4. That the expenses of locating said road and making a draft, or plot, thereof, and filing the same, shall be paid out of the treasury of said county, by warrants drawn by the county commissioners; and the commissioners, appointed by and under this act, shall annually settle their accounts with the county auditors of said county, and shall verify all accounts presented by them, by their oaths, or affirmations; and they shall be allowed a compensation for the time they shall actually expend in the business pertaining to said road, not exceeding two dollars, each, per day: *Provided*, That if any one of said commissioners, who shall be competent to do so, shall do the work of engineering, in the location of said road, he shall be allowed the usual price per diem for such work. Expenses, how paid.  
Accounts, how settled.  
Compensation.  
Proviso.

SECTION 5. That the commissioners, hereby appointed, shall have the power to levy and assess a tax upon all property, which shall be liable to assessment, for township road taxes, in the townships of Keating and Lafayette, commencing with the year eighteen hundred and sixty-six, and annually thereafter, during the continuance of this act, of not exceeding six mills on the dollar of the adjusted valuation of such property therein, for any one year; which taxes shall be collected by the commissioners acting under this act, in the same manner as county rates and levies are now, by law, collected. Tax on property, in certain townships, authorized.  
How collected.

SECTION 6. That in case the road commissioners, or supervisors, of the said townships of Keating and Lafayette, shall, by a resolution of their respective boards, request the commissioners, appointed by this act, to do so, they are hereby empowered and required to assess and collect, in the manner aforesaid, upon all such property, in the borough of Smethport. Tax on property, in borough of Smethport, authorized.

Repairs of Main  
street, relative  
to.

Commissioners  
to give bond.

Approval.

Loan author-  
ized.

port, as would, in a township, be liable to payment of road tax, a tax at the same rate per centum assessed for the same year, by them, in said townships: *Provided*, That if taxes are so levied and collected, in said borough, it shall be the duty of said commissioners to put and maintain, in good order and repair, during the term of such assessment, at the expense of the joint fund by them raised, the Main street, in said borough; and the said commissioners shall be personally liable to any action, by said borough, on failure to do so.

SECTION 7. That said commissioners, before entering on the duties of their office, shall give a bond, with at least two sureties, conditioned for the faithful application of all moneys received by them, and for the faithful discharge of the duties of their office; which bond shall be approved by one of the judges of the courts of said county, and be filed among the records of the court of quarter sessions therein.

SECTION 8. That for the purpose of enabling said commissioners to complete said road, they are hereby authorized to borrow money, not exceeding three thousand dollars, and to issue bonds therefor, at a rate of interest not exceeding six per centum per annum.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 912.

## A Further Supplement

To an act to incorporate the city of Philadelphia, relative to the election of members of common council.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the true intent and meaning of the act, entitled "A further supplement to an act to incorporate the city of Philadelphia," approved March twenty-one, one thousand eight hundred and sixty-one, shall be, that the preceding year, mentioned in the sixth section of said act, shall be held and taken to be the year preceding the organization, and not the election; anything in the above recited section to the contrary



notwithstanding ; and all elections, that have heretofore taken place, shall be deemed to have taken place agreeably to this interpretation of the act, and are declared legal and valid.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 913.

## An Act

Relating to the office of interpreter for the several courts, in the county of Allegheny.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the interpreter of the German and French languages, for the several courts of Allegheny county, be and he is hereby required to attend, daily, upon said courts, during the whole time of the sessions for jury trials, in the courts of said county ; and for his services, as interpreter, he shall receive the sum of two dollars per day, during the time of the sessions of the criminal court, the sum of one dollar and fifty cents per day during the time of the sessions of the court of common pleas, and the sum one dollar and fifty cents during the time of the sessions of the district court, to be paid by the county of Allegheny ; and in every case, in the criminal court, in which said interpreter shall be called, the party calling him shall be required to pay, to the county of Allegheny, the sum of two dollars, and for all cases, in the court of common pleas and the district court, in which said interpreter shall be called, the party calling him shall be required to pay, to the county of Allegheny, the sum of one dollar and fifty cents, to be taxed and recovered as costs are now taxable and recoverable in civil and criminal actions.

Interpreter to attend courts daily.

Compensation.

Certain sum to be taxable as costs.

**SECTION 2.** That all acts, inconsistent herewith, be and the same are hereby repealed : *Provided*, That where said interpreter is employed in different courts, on the same day, he

Repeal.  
Proviso.

shall not receive compensation for more than one day's services.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 914.

## An Act

Relating to election of clerks of the several courts of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the qualified electors of the county of Allegheny shall, at the next general election, elect one person to fill the office of clerk of the orphans' court, and one person to fill the office of clerk of the court of oyer and terminer and general jail delivery, and court of quarter sessions of the peace, of said county; and any vacancy in either of said offices shall be filled, in the manner provided by law, so that the office of clerk of the orphans' court shall be filled by one person, and the other offices named, by another person.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 915.

**A Supplement**

To an act relative to paving streets, et cetera, in the borough of New Castle, approved the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section eighth of said act shall be so altered and amended, that it shall read as follows: The term owner, as used in this act, shall be construed to mean all individuals, incorporated companies, religious, benevolent, literary, or other societies, or associations, having any title, or interest, in the real estate chargeable as aforesaid, except such individuals, incorporated companies, religious, benevolent, literary, or other societies, or associations, who may be lessees, or the assignees of lessees, whose term of lease shall not have more than the period of ten years to run, from the date of the completion of said work.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 916.

**An Act**

To authorize the town council of the borough of Littlestown, in the county of Adams, to borrow money and collect taxes.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Littlestown, in the county of Adams, shall have power to borrow money for the use of the borough, not exceeding, in the whole, two dollars Town council  
may borrow  
money, &c.

Certificates.

Proviso.

Tax authorized.

on every hundred dollars of the assessed value of real and personal property, in the borough, as assessed for county purposes, and issue certificates therefor, in sums, not less than one hundred dollars, and bearing interest, not exceeding six per cent. : *Provided*, That the same shall not be disposed of for less than par value ; and that the money, so loaned, shall be taxable only for state purposes.

SECTION 2. That said town council shall further have power to levy and collect, annually, for borough purposes, a tax, not exceeding one cent. on the dollar of the valuation aforesaid, as provided, by law, on all property, persons and things, in said borough, taxable, by law, for county purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 917.

## An Act

To increase the salary of the assistant warden of the Allegheny county prison.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That from and after the passage of this act, the salary of the assistant warden, of the Allegheny county prison shall be eight hundred dollars, in lieu of the salary heretofore received by him, to be paid by the county treasurer.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 918.

*An Act*

Relating to the estate of Lois Carey, late of Luzerne county, deceased.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the register of Luzerne county is hereby directed, on the settlement of the account of Lois Carey, deceased, to allow a credit of so much money, on the collateral inheritance tax, chargeable on the said estate, as has been heretofore charged upon the same, and received by the commonwealth, as the estate of John Carey, deceased, in the settlement of the said John Carey's estate; the amount going to his widow, the said Lois, was improperly charged with a collateral inheritance tax, which is designed to be rectified by this law: *Provided*, That the said allowance shall receive the approbation of the auditor general and state treasurer.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 919.

*An Act*

For the relief of the legal representatives of Samuel Potter, deceased, and William Page, deceased.

WHEREAS, Samuel Potter and William Page, of the city of Philadelphia, co-partners, as Potter and Page, failed in business, in the year one thousand eight hundred and eleven, and executed a general assignment of their estate, for the benefit of their creditors; and the Pennsylvania Company for insurances on lives and granting annuities have been substituted in place of the original assignees, who are deceased; and

the said company hold certain funds of the said estate, arising from unclaimed dividends, and from lapse of time the debts of the said firm are legally presumed to have been paid, and the legal representatives of the said assignors have become entitled to the said funds :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pennsylvania Company for insurances on lives and granting annuities, assignees, by substitution, of the estate of Potter and Page, be and they ~~are~~ hereby authorized, empowered and directed to pay over the balance of the said assigned estate, in their possession and custody, after deducting all legal charges and expenses, to Elizabeth Page, widow and administratrix of William Page, and to the legal representatives of the said Samuel Potter, if upon adjustment of the indebtedness of the said Potter, to the said firm, anything shall be equitably due to his said legal representatives.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 920.

## A Further Supplement

To an act to incorporate the city of Philadelphia, approved the fourth day of February, Anno Domini one thousand eight hundred and fifty-four, and relative to the collection of debts due the department of health.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this supplement, the board of health of the city of Philadelphia shall have, for the collection of all debts due the department of health of the city of Philadelphia, all the powers, now conferred upon the receiver of taxes of the city of Philadelphia, for the collection of delinquent taxes, by the act, entitled "An Act to incorporate the city of Philadelphia," approved the second day of February, Anno Domini one thousand eight hundred and fifty-four, and all the supplements thereto : *Provided, That*

nothing herein contained shall be so construed as to authorize any collector, or collectors, to collect any commission, fee, or charge, for the board of health of the city of Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 921.

## An Act

Authorizing the controller and city treasurer of the city of Philadelphia to audit and settle the military account of Casper M. Berry, late brigade inspector of Third brigade, First division, Pennsylvania militia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the controller and treasurer of the city of Philadelphia be and they are hereby authorized and required to audit and settle the military accounts of Casper M. Berry, late brigade inspector of Third brigade, First division, Pennsylvania volunteers, for the years one thousand eight hundred and fifty, one thousand eight hundred and fifty-one, one thousand eight hundred and fifty-two, one thousand eight hundred and fifty-three, one thousand eight hundred and fifty-four, under the act of one thousand eight hundred and fifty-two.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 922.

*An Act*

To incorporate the Kauffman Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That C. S. Kauffman, B. A. Price, M. M. Strickler, Hiram Wilson, A. J. Kauffman, and such other persons as shall become associated with them, and their successors, be and the same are hereby erected into a body corporate and politic, for the purpose of manufacturing iron, in the county of Lancaster, under the name, style and title of the Kauffman Iron Company, with a capital of one hundred thousand dollars, with power to increase the same to five hundred thousand dollars, divided into shares of one hundred dollars each.

Style.

Capital.

Shares.

Directors. SECTION 2. That the affairs of said company shall be managed by a board of five directors, one of whom shall be the president, who shall be chosen by the stockholders; the first election shall be held within sixty days after this act shall take effect; of which election, public notice shall be given, at least two weeks, in one newspaper published in the county of Lancaster, and subsequent elections shall be held at such time and place, annually, as the directors shall determine, of which like notice shall be given; all elections shall be by ballot, and every share of stock subscribed, and the required instalments paid in, shall entitle the holder to one vote, in person, or by proxy: *Provided*, That in case of failure to hold an election under this act, the former directors shall continue in office, until their successors be duly elected; and in case of resignation, or death, of any director, the remaining directors shall elect a person to serve in his stead.

Election.

Notice.

Subsequent elections.

Notice.

Votes.

Proviso.

Vacancy.

Seal. SECTION 3. That this corporation shall have authority to hold and use a common seal, and the same to change, alter and amend at pleasure, and by the style and title aforesaid, shall be capable in law to sue and be sued, before any court in this commonwealth, or elsewhere, and may do and make all needful rules, regulations and by-laws, for the well ordering of the business affairs of the corporation, so that the same may in no wise conflict with the laws and constitution of this commonwealth, or of the United States.

General privileges.

By-laws.

Director may also be agent, or officer. SECTION 4. That it shall and may be lawful for any director, as aforesaid, to be at the same time an agent, or officer of this corporation, and receive a salary therefor.

Salary.

Real estate, &c. SECTION 5. That the said corporation, by the name aforesaid, may hold lands in fee, or for less estate, or lease lands, or mineral rights, with the appurtenances, not exceeding one thousand acres, at any one time, with power to mortgage, sell, lease, or dispose, of the same, or any part thereof; and the



capital of the company may be employed in mining coal, ore, Mining, manu-  
limestone, or other minerals, and manufacturing iron into any facturing, and  
shape, or form, transporting, or vending the same, and for other privi-  
such other objects as may, in the opinion of the board of di- leges.  
rectors be necessary, or beneficial, in the prosecution of said  
business.

SECTION 6. That the stock of the corporation may be trans- Transfers of  
ferred, agreeably to the by-laws which may be adopted by the stock.  
corporation, and dividends may be declared and paid, when- Dividends.  
ever the directors deem it advisable; but said dividends shall  
in no case exceed the amount of actual profits acquired by the Not to exceed  
corporation; and if the directors shall make a dividend of more actual profits.  
than the actual net profits, the directors consenting thereto  
shall be severally liable to the corporation, in their individual Liability of di-  
capacity, for the excess so divided and paid; and the said com- rectors.  
pany shall pay into the treasury of the state a bonus of one- Bonus.  
half of one per centum upon the amount of the capital stock,  
and may increase the same, payable in four annual instal-  
ments, the first whereof shall be paid within one year from  
the passage of this act.

SECTION 7. That this act shall not take effect, until five hun- When act to  
dred shares shall be subscribed and paid in, of which a state- take effect.  
ment, containing the names of the subscribers, and the amount Certain state-  
subscribed by each, shall be given to the governor, to be filed statement to be  
in the office of the secretary of the commonwealth, whereupon filed, and letters  
the governor shall issue letters patent to the corporators. patent to issue.

SECTION 8. That subscriptions of stock may be paid in real Subscriptions,  
and personal estate, appropriate to the business contem- relative to.  
plated by this act, at a *bona fide* cash valuation, to be agreed  
upon by a majority, in the interest, of the subscribers and  
stockholders; and the said corporation may issue bonds with, May issue and  
or without, coupons attached, bearing interest not to exceed sell bonds, &c.  
seven and three-tenths per centum, and sell the same at their  
market value, notwithstanding it may be less than par: *Pro-  
vided*, That no bond shall be issued for a less sum than one  
hundred dollars. Proviso.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 923.

*An Act*

To incorporate the Security, Safe Deposit, Trust and Guarantee Company.

	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Corporators.	That J. A. Fowler, S. S. Moon, E. C. Shapley, Junior, H. H. Houston, James S. Rutan and A. C. Mullin, and all other persons who shall hereafter become stockholders in the company incorporated, shall be a body corporate, by the name of the Security, Safe Deposit, Trust and Guarantee Company, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever.
Name.	
Privileges.	
May receive, on deposit, jewelry, plate, bonds, stocks, &c.	SECTION 2. That the corporation hereby created shall have power to receive upon deposit, for safe keeping, jewelry, plate, stocks, bonds and valuable property of every kind, upon terms to be prescribed by the by-laws of such corporation; and in addition to receiving the above deposits, the said corporation shall have power to receive and hold, on deposit and in trust, and as security, on such terms as may be agreed on between the contracting parties, estate, real and personal, and shall have power to dispose of the same, according to the terms of such agreement; and also, to purchase, collect, adjust, settle, sell and dispose of notes, bonds, obligations and accounts of states, and of individuals, and of companies, and of corporations, in any place, without proceeding in law, or equity, and on such terms as may be agreed on between them and the parties contracting with them; and also, shall have power to make insurance, for the fidelity of persons holding places of responsibility and trust, according to the terms prescribed in the by-laws.
Real estate, &c., relative to.	
Notes, bonds, accounts, &c., relative to.	
Insurance.	
Capital stock.	SECTION 3. The capital stock of said company shall consist of one thousand shares of stock, of the value of one hundred dollars each, being one hundred thousand dollars, with the privilege to increase the same, by a vote of the stockholders, at an annual, or special, meeting, to one million of dollars; and the corporators, or a majority of them, named in the first section of this act, shall have power to open books for subscriptions, at such times and places as they may deem expedient; and when not less than five hundred shares shall have been subscribed, and ten per centum thereon shall have been paid in, (active business shall not be commenced, however, until at least fifty thousand dollars have been paid on the capital stock,) the shareholders may elect not less than seven, nor more than thirteen directors, to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors, so elected, of said company, when it shall have been organized, may and they are hereby
Increase.	
Subscriptions.	
When business may be commenced.	
Annual election of directors.	

authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to ; which liabilities are no more than for the payment, to the company, of the sums due, or to become due, on the shares held by them ; and should the capital stock, at any time, be increased, the stockholders, at the time of such increase, shall be entitled to a *pro rata* share of such increase, upon the payment of the par value of the same.

Rights and privileges.

Stockholders entitled to *pro rata* of increase of stock.

SECTION 4. The principal office of the said company shall be in the city of Philadelphia ; but the directors, under such rules and regulations as they may prescribe, may establish branches, or agencies, in other parts of the state, or elsewhere ; all of the directors of said company shall be citizens of the United States, and reside therein, and shall keep a record of their proceedings.

Business offices.

SECTION 5. The directors shall be elected, annually, by the stockholders, on the first Tuesday of March ; and they shall elect, from their number, at the first meeting of the board after their election, a president and a vice president, and shall have power to elect a treasurer and a secretary, and such other officers, clerks and agents as the business of the company may require ; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him ; but no person shall be eligible, as director, who is not a stockholder, to the amount of ten shares ; at the annual, or special, meetings, a quorum shall consist of stockholders owning at least one-third of the capital stock.

Annual election

Officers.

Clerks, agents, &c.

Votes.

Eligibility.

SECTION 6. Ten days' notice shall be given, by publication, in two papers published in the city of Philadelphia, of the time and place of the annual election ; which election shall be conducted by three stockholders, one of whom shall act as judge, and the other two as inspectors.

Notice of annual election.

Officers of.

SECTION 7. The board of directors shall make all by-laws necessary for conducting the business of the company ; which

By-laws.

by-laws shall, at all times, be accessible to all persons transacting business with them ; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper, and under the penalty, in case of non-payment, as required, of forfeiture to the company of such stock and all previous payments thereon ; the said assessments to be made as the by-laws of said company shall direct.

Unpaid stock, relative to.

Forfeiture and assessments, relative to.

SECTION 8. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-half of one per centum on the sum required to be paid in previous to the organization, in four equal annual instalments ; the first payment to be made in one year after the payments of the capital stock shall be made ; and, also, a like bonus on all subsequent payments, on account of the capital stock of said company, or any increase thereof, payable in like manner ; and in addition to such bonus, shall pay a like tax upon dividends,

Bonus.

Tax on dividends.



exceeding six per cent. per annum, as is, or may be, imposed by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 924.

An Act

Providing for the consolidation of the President, Porcupine and Redfield Petroleum companies.

Consolidation  
authorized.

Realestate, &c.,  
to vest in one  
company.

Title.

Conditions of  
merger.

Directors, or  
managers, to  
enter into agree-  
ment.

Sale and trans-  
fer of property,  
relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall and may be lawful for the Porcupine Petroleum Company and the Redfield Petroleum Company to merge their corporate rights, powers, privileges and franchises into the President Petroleum Company, so that, by virtue of this act, the three companies may be consolidated into one, and so that all the real estate, property, rights, franchises and privileges now, by law, vested in the said, the Porcupine Petroleum Company, and the said, the Redfield Petroleum Company, may be transferred to and vested in the said, the President Petroleum Company; which said last named company, when consolidated as hereinafter provided, shall be known by the corporate name, style and title of the President Consolidated Petroleum Company.

SECTION 2. That said consolidation and merger shall be made under the following conditions and restrictions, to wit:

First. The directors, or managers, of each corporation, or a majority thereof, may enter into a joint agreement, under the corporate seal of each company, for the consolidation of the said companies, and merger of the said, the Porcupine Petroleum Company, and the said, the Redfield Petroleum Company, prescribing the terms and conditions thereof, and the manner of selling and transferring the property and franchises of the said companies to the said, the President Petroleum Company, and all other such provisions as they shall deem necessary and requisite to perfect the said consolidation and merger.



Second. Said agreement shall be submitted to the stockholders of each of the said companies, at a meeting thereof, called separately, for the purpose of considering the same ; of the time, place and object of which meeting due notice shall be given, by publication, for ten days, in one daily newspaper published in Philadelphia and in New York ; and at the said meeting of stockholders, the agreement of the said directors shall be considered, and a vote, by ballot, taken for the adoption, or rejection, of the same ; each share entitling the holder thereof to one vote ; and the ballot shall be cast in person, or by proxy ; and if a majority of all the votes cast, at each of such meetings, shall be in favor of the adoption of said agreement, then that fact shall be certified by the secretary of such company, together with a copy of the agreement, shall be filed in the office of the secretary of the commonwealth ; whereupon, the said agreement shall be deemed and taken to be the agreement and act of consolidation of the said companies.

Agreement to be submitted to stockholders.  
Notice of meeting required.

Mode of adoption, or rejection.

In case of adoption, certain certificate to be made and filed, &c.

SECTION 3. That upon filing the said certificate and copy of agreement, as provided in the preceding section, in the office of the secretary of the commonwealth, the Porcupine Petroleum Company and the Redfield Petroleum Company shall be deemed and taken to have merged into the President Petroleum Company, and the said companies to be one corporation, by the name, style and title of the President Consolidated Petroleum Company, possessing all the rights, privileges and franchises heretofore vested in either of them, by their several charters of incorporation ; and all the property, real and personal, and mixed, and debts due, and rights of action, shall be deemed and taken to be transferred to and vested in the said, the President Consolidated Petroleum Company, without further act, or deed, and shall be as effectually the property of the said consolidated company, or corporation, as they were of either of the former corporations, parties to said agreement : *Provided*, That all rights of creditors, and all liens upon the property of either of said corporations, shall continue unimpaired ; and the respective corporations may be deemed to be in existence to preserve the same ; and all debts, duties and liabilities of either of said companies, shall thenceforth attach to the consolidated company, and may be enforced against it to the same extent, and by the same process, as if said debts, duties and liabilities had been contracted by it.

When merger shall be deemed complete.

Title.  
Right and privileges.

Real and personal property, &c., to vest in consolidated company.

Proviso.  
Rights of creditors, and liens, to remain unimpaired.  
Liabilities, &c., to attach to consolidated company.

SECTION 4. That a certified copy, under oath, or affirmation, of the proceedings of the said meetings of the stockholders, made by the secretaries thereof, respectively, and attached to said agreement, shall be duly recorded in the office of the recorder of deeds, for the county of Venango ; and certified copies thereof shall be evidence of the lawful holding and action of such meetings, and of the consolidation of said companies, and of the merger of the said, the Porcupine Petroleum Company, and the said, the Redfield Petroleum Company.

Proceedings of stockholders' meeting, to be certified, and recorded in Venango county.

Certified copies to be evidence of merger.

SECTION 5. That the said, the President Consolidated Petroleum Company shall, in addition to the rights, powers and

Mining and  
manufacturing  
privileges.

privileges conferred by the several charters of the said companies, have the right to mine iron ore, and manufacture the same, for all commercial and mechanical purposes; to mine coal, to cut and manufacture lumber, and fit the same for market, as they may deem desirable, and to make and vend, sell and dispose of all such iron, coal, lumber, materials and articles as they may deem necessary, or proper, in the prosecution of their business.

May borrow  
money, and is-  
sue bonds  
therefor.

Security.

Proviso.

SECTION 6. That the said, the President Consolidated Petroleum Company, shall, after the consolidation and merger of the said companies, as hereinbefore provided, be authorized and empowered to borrow any sum, or sums, of money, not exceeding one hundred thousand dollars, and to issue bonds therefor, at a rate of interest not exceeding seven per cent. per annum, with, or without, coupons, and secure the payment of the said bonds, by a mortgage of the property and franchises of the said, the President Consolidated Petroleum Company: *Provided*, That the holders of a majority of the stock of each of the three companies shall, at the meetings of the stockholders herein provided for, approve of the issuing of said bonds and mortgage.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 925.

## An Act

To incorporate the Pennsylvania and Colorado Gold and Silver Mining Company.

Corporators.

Title.

Privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James A. Harlen, George P. Weaver, Luther R. Keefer, William H. Bines, George E. Hoffman, Jacob Major, Henry L. Morris, Samuel Marris, Junior, and Richard R. Morris, be and they are hereby created a body politic by the name, style and title of the Pennsylvania and Colorado Gold and Silver Mining Company, and by such name and title, shall be capable of suing and being sued, impleading and being impleaded,

and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands Real estate, &c. in Colorado territory, and to obtain therefrom any and all minerals and other valuable substances, whether by working, Mining privileges or mining, leasing, or disposing of privileges to work, or mine, leges. such lands, or any part thereof, and to erect such buildings and works as may properly appertain to said business, and to Buildings and use, let, lease, or work, the same, and to dispose of the pro-works. ducts of all such lands, mines and works, as they may deem proper.

SECTION 2. The capital stock of said company shall be five Capital. hundred thousand dollars, and shall be divided into ten thousand shares, of fifty dollars each.

SECTION 3. That said company shall have power to make By-laws. by-laws, for the proper and orderly administration of the affairs of the company.

SECTION 4. That the affairs and business of said company Managers. shall be managed by a board of managers, not less than five, nor more than nine, in number, who shall be elected annually Annual election. on the first Tuesday of January, in each year, and shall continue in office until their successors are chosen; no person shall be eligible to the office of director who does not own, in Eligibility. his right, at least two hundred shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be an owner of two hundred shares of said stock, he shall thereupon cease to be a director, and the board may declare his office vacant, and elect another stockholder, qualified as aforesaid, to fill the vacancy. Vacancy.

SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business of the company, Business offices. wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.



No. 926.

**An Act**

To incorporate the Gilpin Gold and Silver Mining Company of Colorado.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators.** Frederick A. Vancleve, Thomas C. Parker, James M'Nichol, James Brooks, E. B. Zorns, Andrew Campbell, John Buchanan, and their associates, successors and assigns, be and they are hereby created a body politic and corporate in the
- Name.** law, by the name, style and title of the Gilpin Gold and Silver
- Privileges.** Mining Company of Colorado, and by such name and title, shall have perpetual succession, and all the privileges and franchises incident to a corporation, may make and establish
- Seal.** a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands, mines, or other property, as they may lawfully acquire, in the territory of Colorado, and state of Nevada.
- Mining and re-** **SECTION 2.** That the said company may carry on the business of mining, smelting and refining gold, silver, lead, copper, or other ores, or minerals, and may erect and own all suitable buildings and machinery, property and devices necessary for said business.
- fining privileges.**
- By-laws.** **SECTION 3.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and to alter, amend, add to, or repeal, the same at their pleasure: *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act.
- Proviso.**
- Capital.** **SECTION 4.** The capital stock of the said company shall be two hundred thousand dollars, with the privilege of increasing the same, should the said corporation deem it necessary, to five hundred thousand dollars; the capital stock shall be
- Shares.** divided into twenty thousand shares, of ten dollars each, on which there shall be no further assessment for any purpose.
- Directors.** **SECTION 5.** That the corporators named in this act shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall continue in office until their successors shall have
- Quorum.** been elected, in accordance with the by-laws; no person shall be eligible to the office of director who does not own, in his own right, at least fifty shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be the owner of fifty shares of said stock, he shall, thereupon, cease to be a director, and the board of directors shall declare
- Eligibility.**



his office vacant, and elect another stockholder, qualified as Vacancy. aforesaid, to the vacancy.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 927.

## An Act

Authorizing a special tax in the borough of M'Keesport, and to grade, curb and pave, or otherwise open and improve, the streets, lanes, alleys, et cetera, of said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of M'Keesport, in the county of Allegheny, shall have power to cause to be levied and assessed, on all property, trades, occupations and professions, in said borough, now, by law, taxable for state, county, or borough, purposes, a special tax, in addition to the taxes now authorized, by law, to be levied and assessed: *Provided*, That special tax shall not, in any one year, exceed two per centum on the dollar.

SECTION 2. That all money raised under and by virtue of this act shall constitute a fund for opening, grading, curbing, paving, macadamizing, or otherwise repairing and improving the streets, lanes, alleys and wharves, in said borough, and shall be exclusively appropriated to said purposes.

SECTION 3. That all levies and assessments, made by virtue of this act, shall be assessed and collected in the same manner as other corporate taxes are now assessed and collected, in said borough, and may be included in the same, or other, duplicates of assessment; and when collected shall be paid into the borough treasury, and shall be paid out under and by authority of the resolutions of the burgess and town council of said borough.

SECTION 4. That the burgess and town council, as aforesaid, be and they are hereby authorized to require and direct the paving of the side and foot-walks, along the several streets, lanes, or alleys, of said borough, whenever the same shall

Special tax authorized.

Proviso.

Fund to be applied to opening and repairing of streets, &c.

Mode of assessment and collection.

To be paid into borough treasury.

Burgess and council to require paving of side-walks, &c.

Notice to lot-owners, &c.	have been graded, paved, or macadamized, as they may deem advisable and proper, by the owner, or owners of the lots of ground respectively fronting on said streets, lanes, or alleys, on notice being given said owner, or owners, under such general rules and regulations as may be ordained by the said burgess and town council: <i>Provided</i> , That not less than thirty days' notice shall be given said owner, or owners, of the action and determination of the burgess and town council:
Proviso.	<i>And provided further</i> , That before any owner shall be required to pave, under the provisions of this act, the said burgess and town council shall, at the expense of said borough, fix and establish a grade on said streets, according to which the said paving of said side, or foot, walks shall be done; and the burgess and town council shall have full power to make gutters on said streets, lanes and alleys, at the expense of said borough.
Establishment of grades, &c.	
If lot-owners make default, burgess and council to have paving, &c., done.	SECTION 5. That if such owner, or owners, shall neglect, or refuse, to proceed, in accordance with the requirements and directions of the burgess and town council, under the foregoing section, in regard to paving the side, or foot, walks, and within the time prescribed by the general regulations, then the burgess and town council shall cause the same to be done, and collect the cost of the work and material, with ten per cent. added thereto, from said owner, or owners; and a bill of particulars, of such labor and materials, and the name, or names, of the actual, or reputed, owner, or owners, as also of the occupier, or occupiers, for the time being, shall be set forth and filed, in the court of common pleas of Allegheny county, within sixty days after such expense shall have been incurred, or within sixty days after the work shall have been completed, and be a lien upon the property of said owner, or owners, and proceeded upon, in like manner, and with like effect, as is directed, by law, relative to mechanics' liens.
Cost thereof, how collected.	
Bill of particulars, to be filed in court.	
To be a lien. Proceedings thereon.	

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 928.

## An Act

To annul the marriage contract between Henry E. Welker and Louisa Jane,  
his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Henry E. Welker and Louisa Jane, his wife, late of the county of Dauphin, on the twenty-first day of July, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby annulled and made void, and the parties released and discharged from said contract, and from all duties, rights and obligations arising therefrom, as fully and effectually and absolutely, in all respects, as if they had never been joined in marriage; the said Louisa having alleged, before the said marriage, that she was pregnant with child, by the said Henry, and thereby induced him to marry her; which allegation she subsequently declared to be untrue, and the courts of justice having, under existing laws, no jurisdiction to grant relief in the premises.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 929.

## An Act

To repeal the act to extend and open Pnlaski street, in the city of Philadelphia, approved the twentieth day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

## LAWS OF PENNSYLVANIA,

That the act approved the twentieth day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to open and extend Pulaski street, in the city of Philadelphia," be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 930.

## An Act

To authorize the orphans' court of Cumberland county to make title to John H. Woodburn, for a certain tract of land.

WHEREAS, Thomas Craighead, Junior, in his life-time, was seized of the undivided fifth part, as tenant in common, with his sister, of a certain tract of land in South Middleton township, Cumberland county, bounded by land of James Coyle, George Craighead and the Yellow Breeches creek, containing two hundred and seventy-seven acres and seventeen perches, and which interest was vested in Richard Craighead, as a trustee, who, by an order of the orphans' court of the county of Cumberland, sold the interest of the said *cestui que trust*, in one hundred acres of the said land, to John H. Woodburn, for the sum of sixteen hundred dollars; but before any title was made, the said Thomas Craighead, Junior, and his trustee, Richard Craighead, both died; and upon the death of the said Thomas Craighead, Junior, his estate descended to his heirs-at-law, of whom the children of Richard Craighead represent one share:

*And whereas*, The said John H. Woodburn is the guardian of the said children, and therefore incompetent to make title to himself, and there is no existing mode by which the said title can be made; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the orphans' court of Cumberland county shall have the jurisdiction, power and authority, upon the petition of the said John H. Woodburn, to hear, ascertain and determine the facts, in relation to the sale, as set forth in the preamble to this



act, and make such order and decree, in relation thereto, as to equity and justice shall belong; and the said court is hereby authorized and empowered to appoint a competent person to make a deed, for the said land, to the said John H. Woodburn, and secure the payment of the purchase money, or such part thereof as he shall find to be unpaid.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Do nini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 931.

## An Act

Relating to the sale of lands for taxes, in Clarion county.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all lands in Clarion county, which are assessed with any taxes, that are returned to the county commissioners, upon the oath of the tax collector, that the said taxes are unpaid, and that no personal property was found upon said land, out of which said taxes could be made, the oath of said collector shall be deemed conclusive of that fact, and the county treasurer shall be required to advertise and sell all such lands, in the same manner and under the same regulations as unseated lands are now sold for taxes.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 932.

*An Act*

To revise the grades of Dock street, from Third street to Delaware avenue.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the plan on file in the department of survey, of the city of Philadelphia, for the revision of the grades of Dock street, from third street to Delaware avenue, prepared in obedience to an ordinance of the councils of the city of Philadelphia, approved June eleventh, one thousand eight hundred and sixty-four, and the same is hereby confirmed, and the grades thereon marked are hereby established; any plan to the contrary notwithstanding.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 933.

*An Act*

Relative to a law library, in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the moneys arising from the following sources, to wit: All fines imposed by the courts of the county of Erie, which do not, by law, go to the school fund of said county, all fines imposed by justices of the peace in said county, and a fine in addition to that now imposed by law, of five dollars, to be imposed by the court, on each person who shall be convicted of, or plead guilty to, an offence, the penalty of which now goes to the school fund in the county, and also a tax of one dollar in each offence, or crime, prosecuted in the courts of said county:

Moneys arising from certain fines, appropriated to the purchase of a law library for the use of the county, courts, attorneys, &c.

*Provided*, That the county shall not be liable therefor, unless **Provido.** the same has been collected; all of which are hereby directed to be paid to the committee hereinafter named, for the purchase of a law library, for the said county of Erie, preparing suitable rooms for the occupancy thereof, and furnishing the same; and the county commissioners are authorized to designate a room **County commis-** in the court house for said occupancy; and the said library shall **sioners to de-** be for the use of said county, the courts, attorneys, officers **signate room,** and citizens thereof, and the same shall be kept in the court **&c.** house, in the city of Erie; and the books of said library shall **Books, how to** not be removed from the said court house, except for the use **be kept, &c.** of a judge of the court, or by permission of the committee having charge thereof.

**SECTION 2.** The moneys, hereinbefore mentioned, shall be **Moneys to be** expended for the said library, from time to time, under the **expended un-** direction of a committee of five members, of the bar of said coun- **der direction of** ty, to be appointed by the judges of the court of common pleas **committee to be** of said county, at its August term, in each year; and the said **appointed by** committee shall hold its office until the August term of the **the court.** court next after its appointment, and until its successors are **Vacancies in** appointed: *Provided*, That vacancies in said committee may **committee.** be filled at any time; and at the end of each year, said com- **Condition of li-** mittee shall report, in writing, to the court, the condition of **brary, &c., to be the library and library fund, and its receipts and expendi- **reported to** tures during the preceding year; which account the court shall **court.** refer to a committee of three members of the bar, to be audited and settled, who shall report the result thereof to the court, which if correct, shall be approved, and placed on file by the prothonotary.**

**SECTION 3.** The said committee shall have power, from time **Regulations.** to time, to adopt such rules and regulations, for the use and government of said library, as may be expedient and consistent with the proper care and preservation of the same, for the use aforesaid.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 934

## A Further Supplement

To an act consolidating the city of Philadelphia, approved February fourth, one thousand eight hundred and fifty-four, relating to the duties of the assessors of the Nineteenth ward of said city.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Duties of assessors in certain divisions.

That from and after the passage of this act, that the assessors of the Nineteenth ward, being within the territory composed of the First, Second, Third, Fourth, Seventh, Tenth and Twelfth election divisions of said ward, shall perform, within said election divisions, such duties as are now prescribed, by law, to be performed, by assessors, within said ward.

Duties of assessors in certain other divisions.

**SECTION 2.** That the assessors of said Nineteenth ward of the city of Philadelphia, living within the territory composed of the Fifth, Sixth, Eighth, Ninth, Eleventh and Thirteenth election divisions of said ward, shall perform, within said election divisions, such duties as are now prescribed, by law, to be performed, by assessors, within said ward.

Repeal.

**SECTION 3.** That all laws conflicting with this act, in regard to assessors of the Nineteenth ward of the city of Philadelphia, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 935.

## An Act

[Relating to fines and penalties, in the city of Harrisburg.]

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That from and after the passage of this act it shall be the duty of the mayor and aldermen of the city of Harrisburg, to make a statement, under oath, to the judges of the court of common pleas of the county of Dauphin, who may require the production of their books and dockets, on the first Monday of January, April, July and October, in each year, of all fines and penalties levied, received and collected, by them, under the provisions of the act of March thirty-first, one thousand eight hundred and fifty-six, entitled "An Act to regulate the sale of intoxicating liquors," and the act of April twentieth, one thousand eight hundred and fifty-six, entitled "An Act supplementary to an act to regulate the sale of intoxicating liquors," and shall, at the same time, pay over to the treasurer of the school district, in which such fines and penalties are levied and collected, the amount of said fines and penalties for the use of the said school district; and should any of the said officers fail to furnish said statement and pay over said amount collected and so required, as aforesaid, the party so offending shall forfeit and pay, to the said school district, the sum of two hundred and fifty dollars, to be recovered, by an action of debt, in the court of common pleas, in the county of Dauphin; all laws, inconsistent with the above, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 936.

## A Supplement

To an act to alter an act to erect the town of Erie, in the county of Erie, into a borough, and to erect Waterford and Wattsburg, in the said county, into boroughs.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Water-Town council  
ford, in the county of Erie, are hereby authorized and em- of Waterford to  
powered to levy and collect a tax of one per cent. on the dol- levy certain tax.  
lar, instead of one-half per cent., as provided for in the  
twenty-ninth section of said act; and that any part, or parts,

of said act, to which this a supplement, as are inconsistent herewith, be and the same are hereby repealed.

Drinking saloons, &c., to be closed.

SECTION 2. That the burgess and town council shall be authorized and empowered to close, or cause to be closed, all drinking and billiard saloons, and all bars, other than those of regularly licensed hotels, between the hours of eight o'clock P. M. and five o'clock A. M., within said borough.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 937.

## An Act

To facilitate the collection of taxes, in the counties of Carbon and Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Collectors to give notice of time when taxes are payable.

That the collectors of all taxes, which may be levied in the counties of Carbon and Luzerne, shall, within thirty days after the receipt of their duplicates, give notice, by not less than six written, or printed, handbills, posted in conspicuous places in their respective boroughs, townships, or districts, that payment of the taxes, contained in their duplicates, will be required within a certain time from the posting of such notices, not less than thirty days thereafter.

To give written lists, or notices, to persons, &c., indebted to delinquent taxpayers.

SECTION 2. That after the expiration of the time mentioned in such notice, it shall be lawful for the collectors, in addition to the methods provided by existing laws, for the enforcement of the payment of taxes, to give written lists, or notices, to any and every person, firm, or corporation, whom, or which, he, the said collector, may believe to be indebted, or, within six months thereafter, likely to become indebted, to any taxpayer, or tax-payers, named in his duplicate, or duplicates, or the supplements thereto; which list, or notice, shall contain the name and occupation of such tax-payer, or tax-payers, and the amount of the taxes due and unpaid, by him, or them; and the person, firm, or corporation, so notified, shall, from time to time, within six months after receiving such list, or

Liability of persons, &c., so notified.

notice, pay to the collector the whole amount of taxes charged in such notice, except as hereinafter provided, taking his, the collector's, receipt for the several items in such list, or notice, in the name of the tax-payer; which receipt shall be a sufficient voucher for the person, firm, or corporation, so notified, in settlement of his account with the tax-payer, and shall, upon such settlement, be, by such person, firm, or corporation, delivered to the tax-payer: *Provided*, That the person, firm, or corporation, shall be released from the payment of any tax contained in such list, or notice, at the expiration of six months from the date of the receipt of the same, by due proof, by affidavit, or affirmation, of himself, or the clerk, or book-keeper, of such firm, or corporation, or by other evidence, satisfactory to the collector, that said tax had been paid, by the tax-payer, to the collector, after the receipt of said list, or notice, or that he, or they, were not, at any time after the receipt of said list, or notice, indebted to the tax-payer, an amount equal to his tax, or that, having been so indebted, the tax-payer was in such indigent circumstances as to entitle him to exoneration from the payment of his tax: *Provided further*, That nothing herein contained shall, in any manner, interfere with the rights of any tax-payer, by application, to the proper authorities, to procure exoneration for mistakes, indigence, or other lawful cause.

Collector's receipt to be voucher.

Proviso.

Proviso.

SECTION 3. That upon payment of the amount of such list, or notice, or such portion of the same, as the said person, firm, or corporation, shall be liable to pay, under the provisions of this act, the said person, firm, or corporation, may retain two per centum commission upon the amount he, or they, shall be liable to pay; which commission shall be paid by the tax collector, out of his commissions for collections; and for any default of payment, by said person, firm, or corporation, of the amount so collected, or retained, by him, or them, the collector shall have the same process as he would have had for the collection of such tax, if the same had been originally charged, in his duplicate, against such person, firm, or corporation.

Persons, firms, &c., paying amount of such lists to be entitled to certain commission.

Collection, how enforced.

SECTION 4. That every collector, who shall fail, or neglect, to make out and deliver the lists, or notices, aforesaid, within the time named in the second section of this act, shall be charged, upon settlement of his duplicate, with all taxes, which, in the opinion of the authorities, by whom the duplicate was issued, could have been collected, if such lists, or notices, had been delivered; and nothing in this act contained shall be so construed as to prevent any tax-payer, whose name may be contained in any such list, or notice, from paying his tax directly to the collector, or to relieve the collector from receiving and giving a receipt for the same; and the collector shall, as soon as convenient after the receipt of any tax, contained in any such list, or notice, notify the person, firm, or corporation, holding such list, or notice, of the payment thereof; nor shall anything herein contained be construed to prevent the tax collector from collecting any tax included in any such list, or notice, by distraint, or other process, provided by existing laws.

Liability of collectors in certain cases.

Tax-payers on lists may pay directly to collector, who shall give notice, &c.



Repeal.

SECTION 5. That all acts, or parts of acts, inconsistent with the provisions of this act, are hereby repealed, so far as respects the territory to which this act is applicable.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 938.

## An Act

To divide the Twenty-fourth ward, in the city of Philadelphia, into two wards, and to create a new ward, to be called the Twenty-seventh ward.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Twenty-seventh ward created.

That all that part of the Twenty-fourth ward, lying south of the middle line of Market street, on the West Chester road, be and the same is hereby created a ward, to be called the Twenty-seventh ward; and said ward shall have and possess all the powers and privileges, and be subject to all the duties imposed upon other wards in said city.

Powers and privileges.

Election of councilmen.

SECTION 2. That the qualified electors of said Twenty-seventh ward shall, at the next election, elect a member of the select council, to serve for two years, and thereafter, for such term as is, or may be, prescribed by law; each of said wards shall be entitled to elect as many members of the common council as is now provided by law.

Aldermen and constables.

SECTION 3. That the qualified voters of the Twenty-fourth ward, and of the Twenty-seventh ward, shall each elect three aldermen and three constables, at the next election; the qualified electors of the Twenty-seventh ward shall elect one alderman, and at the election which will be held on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-seven, they shall elect two aldermen; the qualified voters of the Twenty-fourth ward shall elect one alderman, at each of the elections, which will be held on the second Tuesday of October, in the years one thousand eight hundred and sixty-eight, one thousand eight hundred and sixty-nine, and one thousand eight hundred and seventy.

Election.

Twenty-fourth ward to elect one alderman.

SECTION 4. The school sections of each of the said wards shall be designated, respectively, by the number of its ward;



every person now holding office, or commission, in the present Twenty-fourth ward, as a ward officer, shall continue to hold and exercise his office, for the term for which he was elected, if he shall continue to reside within the limits of the ward, as it now exists, except school directors, who shall be required to reside within the bounds of the school section, of whose board of directors they are members.

School sections, and ward officers, relative to. Exception.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 939.

## An Act

To prevent frauds at elections, in the city of Philadelphia.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That whenever thirty citizens of any ward, in the city of Philadelphia, shall present a petition to the court of common pleas of the said city, setting forth that in any election division, of said ward, the inspectors of elections, or the return inspectors, are of the same political party, and have been chosen, or elected, in violation of the spirit and intention of the several acts of assembly, regulating elections, verified by the oaths, or affirmations, of any two of them, it shall be the duty of the said court to grant a rule on the officers returned, chosen, or elected, for such division, to show cause, if any they have, why the selection of such election officers should not be set aside; and if, upon the investigation of the matters set forth in the said petition, they shall be found to be true, it shall be the duty of said court to set aside the selection of such officers, and to appoint a judge, two inspectors and two return inspectors, to serve in such election division, for the next election, and until others are duly elected, or chosen; said appointments may be made from any part of the ward, in which such election division is located; and the officers, so appointed, shall have and exercise the same powers and duties, and be liable to the same penalties, as officers elected by the qualified voters now are.

Proceedings when inspectors of election are of same political party, or improperly chosen

Court may grant rule to show cause, &c., set election aside, and appoint other officers.

**SECTION 2.** That from and after the passage of this act it shall not be lawful for any alderman of said city to receive

- Aldermen not to receive personal taxes, unless specially deputed.
- Appointment of persons to receive poll taxes, relative to.
- Notice.
- Proviso.
- Proviso.
- Certain wilful misconduct of election officers to be punishable as a misdemeanor.
- Fine and imprisonment.
- the payment of personal taxes, unless specially deputed by the receiver of taxes, of said city ; and no receipt, for the payment of taxes heretofore given, by any alderman, shall be taken as evidence of the payment of any such tax, by the election officers of any election division of said city ; the said receiver of taxes shall have power, and he is hereby required, to appoint at least one person, in each of the wards of said city, to receive poll taxes, from citizens assessed therefor ; said appointment shall be made at least three weeks before any election ; and the person, so appointed, shall have some public place, wherein he shall be found, for at least three hours, between ten and one o'clock, in each secular day, prior to the day of the election, and on the day of the election, during the whole time the polls are open ; of which time and place notice shall be given, upon the street lists, now required to be published and posted : *Provided*, That in the rural wards there shall be not less than three persons appointed, to each of whom shall be assigned the district, for which he is to collect and receive such personal taxes ; but no election division shall be divided, in forming such district ; said deputies shall be required to collect both city and state taxes from the citizen assessed, either on the regular, or extra, assessment, unless he shall make oath, or affirmation, that he is unable to pay both, and not then, unless he shall have paid at least one of said taxes, within fourteen months, next previously : *Provided*, That if any person, so appointed, shall issue, or give, a receipt, to, or for, any person, whose name is not upon the assessment list, shall be guilty of a misdemeanor, and on conviction thereof, shall be fined in a sum, not exceeding two hundred dollars, and imprisoned for a period, not exceeding three months, both, or either, in the discretion of the court.
- SECTION 3. That whenever, in the investigation of any contested election, whether before any committee of councils, any court of the city and county of Philadelphia, or committee of the Senate, or House of Representatives, or a joint committee thereof, it shall appear that in any election division of said city, the officers of election shall have wilfully received the votes of ten persons, or upwards, whose names are not contained in the list of taxable inhabitants, furnished to the election officers, of such division, by the city commissioners, without requiring proof of the payment of taxes, citizenship and residence, which now are, or hereafter may be, required, by law, such dereliction of duty shall be deemed a misdemeanor ; upon conviction whereof the said officers of election shall be fined, in a sum not exceeding one thousand dollars, and be imprisoned for a period, not exceeding two years, both, or either, at the discretion of the court.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 940.

## An Act

Relative to tax on real estate, in Crawford county.

WHEREAS, The court house in the city of Meadville, and county of Crawford, is represented as being entirely insufficient for the accommodation of the public and the proper and perfect security of the public records, and that numerous presentments have been made by different, properly constituted, grand juries of said county, recommending the erection of a new court house, or the enlargement and material alteration of the present one, and which have been duly approved by the judges comprising the different courts of the said county of Crawford:

*And whereas*, The general assembly have passed an act releasing the real estate of this commonwealth from taxation, for state purposes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the commissioners of said county of Crawford be authorized and directed to collect the amount of tax levied upon the real estate of said county, for state purposes, for the year one thousand eight hundred and sixty-six, and pay the same into the treasury of said county, to be used in the erection of a new court house, in said county: *Provided*, That nothing herein contained shall be construed to deprive the commonwealth of any tax on real estate, for state purposes, which may hereafter be authorized by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 941.

*An Act*

To authorize and require the school directors of Earl township, Berks county, to levy and collect a tax for the purpose of paying one hundred dollars, each, to persons, who were drafted, or furnished substitutes, under the call of the President of December nineteenth, Anno Domini one thousand eight hundred and sixty-four.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Special tax au-  
thorized.

That the school directors of the township of Earl, in the county of Berks, are hereby authorized and required to levy and collect a tax upon real and personal property, professions, trades and occupations, in said township, made taxable by existing laws, for school purposes, sufficient to pay to each man, in said township, who was drafted under the call of the President of the United States, of December nineteenth, Anno Domini one thousand eight hundred and sixty-four, for three hundred thousand men, or who furnished a substitute, the sum of one hundred dollars, and the expense of levying and collecting said tax: *Provided*, That the property of such person, as is exempt from taxation by the fourth section of an act, entitled "An Act relating to the payment of bounties to volunteers," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and sixty-four, shall be exempted from taxation for the purposes of this act.

Proviso.

Mode of collec-  
tion.

*SECTION 2.* That the tax, authorized in the foregoing section, shall be levied and collected, in all respects, as is prescribed, by law, for the levying and collection of school taxes.

To pay persons  
who were draft-  
ed and furnish-  
ed substitutes.

*SECTION 3.* That the school directors, aforesaid, are hereby authorized and required to pay, out of the moneys collected, by taxation, aforesaid, to each person, who was drafted, or furnished a substitute, as aforesaid, the sum of one hundred dollars, and their receipts shall be regarded by the township auditors as sufficient vouchers for the payment, by the said school directors, of the moneys, as aforesaid: *Provided*, That the said tax shall not be collected from officers and soldiers, who may now be in the volunteer service of the United States, or who have been in said service, and have been honorably discharged therefrom.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 942.

## A Supplement

To an act to incorporate the Philadelphia and Colorado Gold Mining Company, approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-four, authorizing the issue of a capital stock, the increase and reduction of the same, and to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Philadelphia and Colorado Gold Mining Company be and is hereby authorized to create a new capital stock, representing the value of their property, and improvements thereon, and to issue certificates therefor, in place of those outstanding, and from time to time, at any general, or special, meeting of the stockholders, of which due notice thereof shall have been given, to increase, or reduce, the said capital stock, or the number, or par value of the shares thereof, and to set apart such portion of said capital stock, for a working capital, or reserve fund, or otherwise, and to be disposed of, and at such price, as the said stockholders shall direct: *Provided*, That said capital shall not exceed one million of dollars, and the assent of the holders of not less than two-thirds of the stock of said company shall be given thereto.

Authorized to  
create new capital  
stock.

May increase  
or reduce capital,  
&c.

Proviso.

SECTION 2. That the said company is hereby authorized, for the purpose of developing and improving their property, to borrow money, not exceeding, at any time, one hundred thousand dollars, and at a rate of interest, of not more than eight per centum per annum, and to issue their bonds, or obligations, therefor: *Provided*, That no such bond, or obligation, shall be for a less amount than one hundred dollars.

Loan authorized.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 943.

**An Act**

Supplementary to an act to incorporate the Jones Ferry Company, approved the fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

May carry  
pleasure parties.

That the said Jones Ferry Company shall have the right, and said company is hereby authorized to carry pleasure parties to and from any point, or points, on the rivers within the limits of the county of Allegheny, Pennsylvania.

Certain privileges conferred on.

SECTION 2. That the said Jones Ferry Company, in addition to the rights and privileges granted to said company, by its charter, shall have, hold, use and exercise all the rights and privileges granted to David Robinson, James Wood, George K. Gamble, William J. Richardson and James Colvin, their heirs and assigns, by an act, entitled "An Act to establish a ferry over the Ohio and Monongahela rivers, in Allegheny county," approved the twenty-sixth day of April, Anno Domini one thousand eight hundred and sixty-five: *Provided*, The said grantees of said rights and privileges shall assign and transfer the same to said company: *And provided further*, That the exclusive right to maintain a steam ferry, between said points, contained in the first section of said act, and, also, the right of the court to appoint viewers, to estimate the damages to which the owner, or owners, of landings may be entitled, be and the same are hereby repealed.

Proviso.

Proviso.

Certain provisions extended to.

SECTION 3. That all the provisions of the act, approved March tenth, Anno Domini one thousand eight hundred and fifty-eight, entitled "An Act to prevent the forcible and fraudulent crossing of bridges, without payment of toll," so far as the same may be applicable thereto, be and the same are hereby extended to the said Jones Ferry Company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 944.

**An Act**

To incorporate the Cernucopia Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles Richardson, Samuel Canby, William R. Buck and W. J. Blanchard, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the Cornucopia Silver Mining Company, and by the said name shall have perpetual succession, and all the privileges and franchises incident to a corporation, may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines as they may lawfully acquire, in any state, or territory, in the United States: *Provided*, That the said company shall not own any land in Pennsylvania.

Corporators.

Title.

Privileges.

Proviso.

SECTION 2. That said company may carry on the business of mining, smelting and refining gold, silver, lead, copper, or other ores, or minerals, and may erect and own all suitable buildings, machinery, property and devices necessary for said business.

Mining and refining privileges.

SECTION 3. The capital stock of said company shall be one million of dollars, and shall be divided into one hundred thousand shares, of ten dollars each.

Capital.

SECTION 4. That said company shall have power to make by-laws, for the proper and orderly administration of the affairs of the company.

By-laws.

SECTION 5. That the affairs and business of said company shall be managed by a board of managers, not less than five in number, who shall be elected annually, on the first Monday of May, in each year, and shall continue in office until their successors are chosen; no person shall be eligible to the office of director who does not own, in his own right, at least one hundred shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be the owner of one hundred shares of said stock, he shall thereupon cease to be a director, and the board may declare his office vacant, and elect another stockholder, qualified as aforesaid, to the vacancy.

Managers.

Annual election.

Vacancy.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 945.

## A Supplement

To an act to authorize Woodland street, in the Twenty-fourth ward, of the city of Philadelphia, to be graded, curbed and paved, approved the twenty-seventh day of May, Anno Domini one thousand eight hundred and sixty-three.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Cost of paving  
Woodland  
street, to be  
paid by certain  
property own-  
ers, &c.

That the cost of paving and curbing said street, as provided by the act to which this is a supplement, instead of being paid by the city of Philadelphia, shall be paid by the property owners, according to their respective fronts, on said Woodland street; and the said city shall only pay for the intersections and the grading, and the contractors for said work shall have the right to file liens, in the name of the city, and proceed to collect the same, in the manner now provided by law, for curbing and paving in said city; and the said city shall, within six months after taking possession of said street, for the purpose aforesaid, pay the amounts therein provided, in full consideration of the chartered privilege of any plank road, or turnpike company, to collect tolls on the said portion of said street: *Provided*, That the consent of the city council of Philadelphia be first had and obtained to the said grading.

Proviso.

Repeal

**SECTION 2.** That so much of the act to which this is a supplement, as is inconsistent herewith, be and the same is hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 946.

**An Act**

To exempt the property of the Manayunk Division, number fifty-four, Sons of Temperance Beneficial Association, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of the Manayunk Division, number fifty-four, Sons of Temperance Beneficial Association, situate on the south side of Levering street, in the fourth division of the Twenty-first ward of the city of Philadelphia, be and the same is hereby exempted from the payment of all taxes, except state tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 947.

**An Act**

A supplement to the act incorporating the city of Titusville, in the county of Crawford.

WHEREAS, The election held in the city of Titusville, on the sixteenth day of March, one thousand eight hundred and sixty-six, was held in pursuance of the act incorporating said city of Titusville, as understood by the citizens of the said city, and all the qualified electors of said city were permitted to vote, and all the proceedings, at said election, were orderly, and agreeable to the parties in attendance, so far as external appearances would indicate : Preamble.

*And whereas,* Since the day of the said election, some citizens are in doubt as to the legality of the said election, the act incorporating the said city being somewhat ambiguous ; therefore,

Election legalized.

Duties of officers elected.

Mileage of constables, &c., in conveying prisoners to county jail.

Fees.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the election held in the city of Titusville, on the sixteenth day of March, A. D. one thousand eight hundred and sixty-six, is hereby legalized and made valid, and that the officers, elected at said election, shall perform the duties of the several offices for which they were elected, during the term for which they were elected, notwithstanding there may have been some informalities in said election.

**SECTION 2.** That the constables and police officers of the said city of Titusville, in conveying prisoners to the jail of the said county, shall be allowed to travel the usual traveled road, to the city of Meadville, (by railroad;) and that the said officers shall be allowed nine cents per mile, circular, for each mile necessarily traveled in conveying said persons to the proper jail; and also, the said officers shall be allowed the same fees and privileges, in conveying proper persons to the poor house, in said county; to be paid by the commissioners of Crawford county, at the time the service is performed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

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No. 948.

## An Act

To confer upon Eliza Raynor, of Bucks county, the right to inherit from her deceased uncle, John Gray James, who was illegitimate.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Eliza Raynor, a niece of John Gray James, late of the borough of Doylestown, county of Bucks, deceased, who was an illegitimate child of Alice Gray, deceased, shall take and inherit from him, in the same manner, and with the same force and effect, as she could and would have done, under the in-

testate laws of this commonwealth, if he had been born in lawful wedlock.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 949.

## An Act

Granting a pension to Lewis Hagenman.

WHEREAS, Lewis Hagenman, a first lieutenant in company G, commanded by Captain William Geiger, in the Twentieth regiment, Pennsylvania militia, commanded by Colonel W. B. Thomas, called out by the proclamation of the governor, dated the tenth day of September, Anno Domini one thousand eight hundred and sixty-two, while with his company and regiment, on the railroad train from Greencastle to Harrisburg, in consequence of a collision of cars, his left foot was smashed, which renders the ankle stiff, and his left arm was so much injured, as to render it unfit for manual labor :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby directed to place the name of Lewis Hagenman on the list of pensioners, at the rate of fifteen dollars per month, from the date of his discharge, to wit: the twenty-sixth day of September, Anno Domini one thousand eight hundred and sixty-two, to continue for and during the term of five years from said date.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 950.

## An Act

To incorporate the Tuolumne Mining Company.

	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Corporators.	That E. P. Howlings, T. B. Oakley and D. B. Grant, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name,
Name.	style and title of the Tuolumne Mining Company, and by such name and title shall have perpetual succession, shall be capable of suing and being sued, impleading and being impleaded,
Privileges.	and of exercising all the privileges and franchises incident to a corporation; they may make and establish a common seal,
Seal.	and alter the same at pleasure; and the corporation may take, hold and receive, in its corporate name, property, real and personal, and mixed, in the state of California, and sell and dispose of the same, either in fee simple, or for any less estate, at pleasure, or hold and improve the same, and obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to their business, and dispose of the products of all such lands, mines and works as they may deem proper.
Real estate.	
Mining privileges.	
Buildings and works.	
Capital.	SECTION 2. That the capital stock of said company shall be divided into as many shares, of one hundred dollars each, as the corporators shall value the property, purchased for the use of the company, at the time of its organization, not exceeding, in the aggregate, three hundred thousand dollars, which shall be assignable and transferable in such a way and subject to such conditions as the said company may, from time to time, by their by-laws, prescribe; and the said shares of stock shall be, for all legal purposes, deemed and treated as personal estate.
Shares.	
Transfers.	
By-laws.	SECTION 3. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and for the proper and orderly administration of the affairs of the company, and the same to alter, amend, or repeal, at their pleasure: <i>Provided</i> , That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act.
Proviso.	
Directors.	SECTION 4. That the affairs and business of said company shall be managed and conducted by a board of five directors, a president, secretary and treasurer, who, in the first place, shall be elected by the corporators, named herein, and their associates, and, annually, thereafter by the stockholders, at
Officers.	
Election.	



such time as the by-laws may prescribe; and the board of directors and officers, so elected, shall hold their offices until their successors have been elected and qualified; that the directors shall appoint such officers and agents as may be deemed, by them, necessary to the well managing of the affairs of the company; such officers and agents to serve for such time, or term, as may be determined upon by a majority of said directors.

Term of office.  
Agents.

SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business thereof, in such places as they may deem expedient; but the principal office, for the transaction of business, and where the corporate meetings shall be held, shall be in the city of Philadelphia.

Business offices.

SECTION 6. That the stockholders of said company be and they are hereby authorized to change the name and title of the said company; which change shall be valid, after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of the said company.

Change of name,  
relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 951.

## An Act

To incorporate the Monte Christo Gold and Silver Mining Company of Nevada.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas Pratt Potts, John C. Shell, Charles W. Broadbent, Prentice P. Justine, George C. Barber, William H. Kemble, George W. Hamersly and Henry B. Bruner, and their associates, be and they are hereby created a body politic by the name, style and title of the Monte Christo Gold and Silver Mining Company of Nevada, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property,

Corporators.

Style.

Privileges.

real, personal and mixed, and of holding and improving lands in Nevada, or any, or all, the territories of the United States, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell, such lands, or any other part thereof, and to erect houses and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as they may deem proper: *Provided*, That the said company shall not hold any lands in Pennsylvania; and that the capital stock of the said company shall not exceed two millions of dollars.

Proviso.

By-laws.

Proviso.

SECTION 2. That the said company shall have power to make such by-laws as they may proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws prescribe; and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Directors.

Quorum.

SECTION 3. That the corporators named in this act shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Business offices.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever the business is located, and to have their principal in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold meetings for the transaction of the business of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 952.

**An Act**

To incorporate the Philadelphia and California Vineyard Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That S. S. Moon, R. D. Barclay, Joseph Lesley, and their associates, or any two of them, be and they are hereby created a body politic, by the name, style and title of the Philadelphia and California Vineyard Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving, or disposing of, by sale, or otherwise, of all their lands, or any part thereof, interest in, or liens thereupon, or the products of the same, in any of the United States, or the territories thereof, the same as a natural person, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or opening, leasing, or disposing privileges to work, or mine, or sell, such lands, or any part thereof, and to erect houses, and such other buildings, or works, as may properly appertain to said business, and to use, let, sell, lease, or work the same, and to dispose of the products of all such lands, mines and works, as they may deem proper. Corporators.  
Style.  
Privileges.

**SECTION 2.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal at their pleasure : *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, and securing the same upon the property, in such form, and subject to such regulations as they may, from time to time, by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed. By-laws.  
Proviso.  
Seal.  
Stock and bonds  
Contracts.

**SECTION 3.** That the corporators, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws. Directors.  
Quorum.

**SECTION 4.** That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold all meetings for the transaction of the business of the company. Business offices.



Change of name, SECTION 5. That the stockholders of said company be and  
relative to. they are hereby authorized to change the name and title of  
the said company; which change shall be valid, after filing  
of a certificate in the office of the secretary of the common-  
wealth, signed by the president and attested by the seal of the  
said company: *Provided*, That said company shall not hold  
any land, or exercise any of its franchises, in Pennsylvania.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 953.

## An Act

To incorporate the Willing Mining and Exploring Company.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
tatives of the Commonwealth of Pennsylvania in General Assem-  
bly met, and it is hereby enacted by the authority of the same,*  
That John W. Massey, George M. Willing, Robert M. Foust,  
and their associates, or any two of them, be and they are  
hereby created a body politic, by the name, style and title of  
the Willing Mining and Exploring Company, and by such  
name and title shall have perpetual succession, and shall be  
capable of suing and being sued, impleading and being im-  
pleaded, and of granting and receiving, in its corporate name,  
property, real, personal and mixed, and of holding and im-  
proving lands in Arizona, or any, or all, of the territories of  
the United States, and to obtain therefrom any and all mine-  
rals, and other valuable substances, whether by working, or  
opening, leasing, or disposing privileges, to work, or mine,  
or sell, such lands, or any other part thereof, and to erect  
houses, and such other buildings, or works, as may properly  
appertain to said business, and to use, let, sell, lease, or work,  
the same, and to dispose of the products of all such lands,  
mines and works as they may deem proper.

Corporators.

Name.

Privileges.

By-laws.

Proviso.

SECTION 2. That the said company shall have power to  
make such by-laws as they may deem proper, to enable them  
to carry out the objects of the corporation, and the same to  
alter, amend, add to, or repeal, at their pleasure: *Provided*,  
That such by-laws shall not be contrary to the constitution  
of this commonwealth, or the provisions of this act, and to



adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock and bonds, representing the value of their property, in such form, and subject to such regulation, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Seal.  
Certificates of  
stock, bonds,  
contracts, &c.

SECTION 3. That the corporators, named in this act, shall elect persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Directors.  
Quorum.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever the business is located, and to have their principal in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold meetings for the transaction of the business of the company.

Business offices.

SECTION 5. That all the right, powers, immunities and privileges granted by this act may be exercised and enjoyed by said company, in the state of California; and that the stockholders of said company be and they are hereby authorized to change the name and title of the company; which change shall be valid, after the filing of a certificate, in the office of the secretary of the commonwealth, signed by the president, and attested by the seal of said company.

To exercise  
rights, &c., in  
California.

Change of name,  
relative to.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 954.

## An Act

To incorporate the Pennsylvania and Nevada Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Oliver P. James, J. W. Cowell, Nathan C. James, George Lear, H. P. Ross, Allen H. Heist, James D. Scott, R. K. Kuhn, A. H. Barber, James Conrad, John J. Riale, Samuel F. Ginsley and Mahlon Atkinson, and their associates, be and they are hereby created a body politic, by the name, style and title of the Pennsylvania and Nevada Mining Com-  
Corporators. Style.

- Privileges.** pany, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in the State of Nevada, and to obtain therefrom any and all minerals, ores and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to crush, smelt and reduce the same minerals and ores to bullion, or such other condition as may be deemed practicable, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works, as said managers may deem proper: *Provided*, That the capital stock of said company shall not exceed one hundred thousand dollars, to be divided into shares of such amount as may be agreed upon by the managers of said company.
- Proviso.**  
**Capital.**
- By-laws.** SECTION 2. That the said company shall have power to make such by-laws as may be deemed proper, to enable said company to carry out the objects for which it is incorporated, and the same to alter, amend, add to, or repeal, at its pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act; and said company shall have power to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of its property, in such form, and subject to such regulations, as said company may, from time to time, by its by-laws, prescribe, and to regulate and prescribe in what manner and form its contracts and obligations shall be executed.
- Proviso.**
- Seal.**
- Certificates of stock, contracts, &c.**
- Directors.** SECTION 3. That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until others shall have been elected, in accordance with the by-laws; and the number of directors, or managers, shall be fixed by said by-laws, as well as the number and titles of the other officers, necessary in the organization of the board of managers, and in the transaction of the business of the company.
- Officers.**
- Business offices.** SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever its business is located, and to have its principal office in the city of Philadelphia, or the county of Bucks; at which it shall be lawful to hold all the meetings, for the transaction of the business of the company.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 955.

## An Act

To incorporate the Pennsylvania and Nevada Silver Mining Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

That J. W. Crawford, T. J. Murphy, J. H. Bryan, F. W. Grayson, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in the law, by the name and title of the Pennsylvania and Nevada Silver Mining Company, and by the said name shall have perpetual succession, and all the privileges and franchises, incident to a corporation, may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines as they may lawfully acquire in the state of Nevada: *Provided*, That the said company shall not hold any lands in Pennsylvania.

*SECTION 2.* That said company may carry on the business of mining, smelting and refining gold, silver, lead, copper, or other ores, or minerals, and disposing of the same, and may erect and own all suitable buildings, machinery, water-power, property and devices, necessary for the said business.

*SECTION 3.* The capital stock of said company shall be one million dollars, and shall be divided into one hundred thousand shares, of ten dollars each.

*SECTION 4.* That said company shall have power to make by-laws for the proper and orderly administration of the affairs of the company.

*SECTION 5.* That the affairs and business of said company shall be managed by a board, of not less than five, directors, a president, secretary and treasurer, who, in the first place, shall be elected by the corporators named herein, and, annually, thereafter by the stockholders, at such time and place as the by-laws may prescribe.

*SECTION 6.* That it shall be lawful for said company to establish the necessary offices, for the business thereof, in such places as they may deem expedient; but the principal office, for the transaction of business, and where the corporate meetings shall be held, shall be in the city of Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 956.

*An Act*

To incorporate the Franklin Silver Mining Company.

Corporators.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Name.	That George Stille, R. P. Harris, Silas Betts, Charles Hilborn, William Steffe, R. P. King and R. B. Fitts, and their associates and successors, be and they are hereby created a body politic, by the name, style and title of the Franklin Silver Mining Company, and by that name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, in any court of record and elsewhere, and of receiving and granting, in its corporate name, property, real, personal and mixed, and of holding and improving lands, and working mines wherever situated, and leasing, or disposing of privileges to work such lands, or mines, or any part thereof, and to separate metals from ores, and do such other acts and things, as may belong to the mining business, as they may deem proper.
Privileges.	
By-laws.	<i>SECTION 2.</i> That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure, and to adopt a common seal, and to alter the same: <i>Provided,</i> That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania, and of the United States, and that the operations of the company shall be confined to the state of Nevada.
Seal.	
Proviso.	
Limitation.	
Capital.	<i>SECTION 3.</i> That the capital stock shall be divided into one hundred thousand shares, and the par value of each shall not exceed ten dollars, which shall be fixed by the by-laws; and the business of the company shall be managed by seven directors, to be elected annually, by the stockholders, at such time, and in such manner as the by-laws shall provide; but the corporators herein named shall be the directors, and shall hold office for one year, and until other directors shall be elected.
Directors.	
Offices.	<i>SECTION 4.</i> That the company may carry on its business, and establish necessary offices, under the direction of the directors, in such places as they may deem expedient; the principal office shall be located in Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 957.

## An Act

To incorporate the Stevens Silver Mining Company of Nevada.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Ziegler, A. G. Gilmore, Peter Cooper, Junior, and their associates, be and they are hereby created a body politic, by the name, and style, and title of the Stevens Silver Mining Company of Nevada, and by such name and title shall have perpetual succession, and shall be capable of being sued and suing, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in the state of Nevada, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, or lease, or work, the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. The corporators of this act shall elect seven persons, to serve as directors of this company, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have the principal office in the city of Philadelphia; at which place it shall be lawful to hold all meetings for the transaction of the business of the company.

SECTION 5. That the said company shall not hold lands

Not to hold  
lands in Penn-  
sylvania.

Limitation.

within this commonwealth; and the capital stock of said company shall not exceed one million of dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 958.

## An Act

To incorporate the Pittsburg and Arizona Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Samuel M. Kier, Wade Hampton, Levi Wade, George F. Gillmore, William Tite, William W. Wallace, John B. Livingston and Christian M. Seibert, be and they are hereby created a body politic, by the name, style and title of the Pittsburg and Arizona Gold and Silver Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in any territory of the United States, west of Mississippi river, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings, improvements and works as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work the same, and to transport to market, and dispose of the products of all such lands, mines and works, as they may deem proper.

Title.

Privileges.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of

By-laws.

Proviso.

Seal.

their property, in such form, and subject to such regulations, Certificates of as they may, from time to time, by their by-laws prescribe, stock, contracts, and to regulate and prescribe, in what manner and form their contracts, &c. contracts and obligations shall be executed.

SECTION 3. That the corporators, named in this act, shall Directors. elect so many persons to serve as directors of the company, as may be prescribed by the by-laws, a majority of whom shall constitute a quorum for the transaction of business, and shall Quorum. have been elected in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to es- Offices. tablish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold all meetings, for the transactions of the business of the company: *Provided*, That the capital stock of this company shall not ex- Proviso. ceed twelve hundred thousand dollars; and the par value of Capital. each share shall not be less than one hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 959.

## An Act

Incorporating the Girard Gold and Silver Mining Company of Colorado.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Buchanan, F. A. Van Cleve, J. MacMichol, William Corporators. Clarke, J. M. Clarke, Clement S. Idlee, Francis A. Brigy and their associates and successors, be and they are hereby enacted a body politic, by the name, style and title of the Girard Gold Title. and Silver Mining Company of Colorado, and by that name shall have perpetual succession, and shall be capable of suing Privileges. and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, in Colorado territory, and leasing and disposing to others, the right to work mines, and to do all such acts and things properly belonging to the mining business and



the extracting of metals from ores, and to purchase land, and improve the same, and dispose of the same, in such manner as will promote the best interests of the company: *Provided*, That the said company shall not own any land in Pennsylvania.

**SECTION 2.** That the company shall have power to create a common seal, and alter, amend, add to, or repeal, at their pleasure; also, to adopt such by-laws as may seem requisite, for the proper management of its affairs, not inconsistent with the constitution and laws of the commonwealth of Pennsylvania and of the United States, and the same to alter and amend at pleasure, and to issue certificates of stock, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed: *Provided*, That the capital stock of said company shall be two hundred thousand dollars, with power to increase the same to one million of dollars.

**SECTION 3.** That the corporators, named in this act, shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

**SECTION 4.** That it shall be lawful for said company to obtain the necessary offices for the business of the company, wherever the business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold all meetings for the transaction of the business of the company: *Provided*, That the organization of said territory, as a state, shall not prejudice the rights and privileges herein granted to said company.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 960.

## An Act

To incorporate the Montour and Colorado Gold Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William H. Tyson, Henry L. Sultzbach, David M. Sworr, William Blue, S. J. Brailey, William H. Sultzbach, John Woodsides, J. H. Campbell and R. S. Reihl, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in law, by the name, style and title of the Montour and Colorado Gold Mining Company, and by such name and title shall have perpetual succession, shall be capable of suing and being sued, impleading and being impleaded, and of exercising all the privileges and franchises incident to a corporation; they may make and establish a common seal, and alter the same at pleasure; and the corporation may take, hold and receive, in its corporate name, property, real, personal and mixed, in Colorado territory, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let and lease, or work, the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

SECTION 3. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure; and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe; and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. The capital stock of the said company shall be divided into as many shares, of five dollars each, as the corporators shall value the property purchased for the use of the company, at the time of its organization, not exceeding, in the aggregate, five hundred thousand dollars; which shall be assignable and transferable, in such way, and subject to such conditions, as the said company may, from time to time, by their by-laws, prescribe; and the said shares of stock shall be, for all legal purposes, deemed and treated as personal estate.

**Directors.** SECTION 4. That the corporators, named in this act, shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

**Offices.** SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business thereof, in such places as they may deem expedient, but the principal office, for the transaction of business, and where the corporate meetings shall be held, shall be in the city of Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 961.

## An Act

To incorporate the Pittsbuurg and Colorado Gold Mining Company.

**Corporators.** SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Bateman Goe, David M'Candless, Augustus Hartje, John B. Bell, Edward V. M'Candless, Thomas J. Cooper, Lewis Jones and John K. Ewing, and their associates and successors, are hereby created a body politic and corporate,

**Name.** by the name of the Pittsburg and Colorado Gold Mining Company, and by that name shall have perpetual succession, with

**Privileges.** all the privileges and franchises incident to a corporation; may make and establish a common seal, and alter the same at pleasure; may acquire, hold, work, improve and dispose of lands, mines and other property, real, personal and mixed, in the territory of Colorado, and in any other territory, or state, of the United States, west of the Mississippi river, and may there engage in and prosecute the business of mining, reducing, smelting and refining gold, silver, lead, copper and other ores and minerals.

**Capital.** SECTION 2. The capital stock of said company shall consist of four thousand shares, of the par value of fifty dollars each; and the board of directors shall have power, from time to

time, to increase the same to any amount, not exceeding Increase.  
twenty thousand of such shares.

SECTION 3. The affairs of said company shall be managed Directors.  
by a board of seven directors, a majority of whom shall con-  
stitute a quorum, and one of whom shall be chosen as presi- Officers.  
dent by the board; and said directors shall be elected, annu-  
ally, by the stockholders, by a stock vote, at such time and Annual election  
place, and such manner, as the by-laws may direct; and un-  
til the first election, the said board shall be chosen by the  
corporators, named in this act, or a majority of them, from  
their own number.

SECTION 4. The board of directors shall have power to make By-laws.  
such by-laws as they may deem requisite for the proper man-  
agement of the affairs of the company, and to alter, amend,  
add to and repeal the same, from time to time, in such man-  
ner as said by-laws may provide: *Provided*, That such by- Proviso.  
laws shall not be contrary to the constitution and laws of this  
commonwealth, or of the United States.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one  
thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 962.

## An Act

To incorporate the Philadelphia and Lander Hill Silver Mining Company  
of Nevada.

SECTION 1. *Be it enacted by the Senate and House of Represen-*  
*tatives of the Commonwealth of Pennsylvania in General Assem-*  
*bly met, and it is hereby enacted by the authority of the same,*  
That Hiram Miller, A. W. Rand, Joseph Deveney, and their Corporators.  
associates, be and they are hereby created a body politic, under  
the name, style and title of the Philadelphia and Lander Hill Title.  
Silver Mining Company of Nevada, and by such name and  
title shall have perpetual succession, and shall be capable of Privileges.  
suing and being sued, impleading and being impleaded, and of  
granting and of receiving, in its corporate name, property,  
real, personal and mixed, and of holding and improving lands  
in Nevada, or any other territory of the United States, or in  
any other state, west of the Missouri, and to obtain therefrom

any and all minerals and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, said land, or any part thereof, and to erect houses and such other buildings, improvements and works as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work, the same, and to transport to market, and dispose of the products of such lands, mines and works as they may deem proper: *Provided*, That the capital stock of said company shall not exceed one million dollars.

Proviso.

By-laws.

Proviso.

Seal.

Certificates of stock, contracts, &c.

Directors.

Quorum.

Offices.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the par value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators, named in this act, shall elect so many persons to serve as directors, as may be prescribed by the by-laws, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place it shall be lawful to hold all meetings for the transaction of the business of the company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 963.

## An Act

To incorporate the National Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That John K. Findlay, John H. Bradley, George D. Callinan, Ephraim F. Leake, Alfred Gill, William P. Troth, William Taylor, Aaron S. Lippencott, and their associates and successors, be and they are hereby created a body corporate and politic, by the name, style and title of the National Silver Mining Company, and by that name and title they shall be known, and have perpetual succession, and be capable of suing and being sued, impleading and being impleaded, and of receiving, holding, granting and conveying property, real, personal and mixed, in the state of Nevada, and of improving and working the same, for mining purposes, and extracting and obtaining gold, silver, or other ores and metals, and other valuable substances, whether by working and mining the same themselves, or by leasing and disposing of privileges to others to work and mine the same, or any part of the same, or in both ways, and to erect necessary buildings, works and machinery, upon, for, in, or about, said property, mines or business, and to dispose of all the products and profits of any such lands, property, mines and business, as to them shall seem proper. Corporators. Style. Privileges.

SECTION 2. The said corporation shall be and they are hereby authorized to make all such by-laws and regulations, to enable them to carry out the business and objects of the corporation, as they may deem proper, and to alter and amend the same at pleasure; but no by-laws shall be made contravening the constitutions of this commonwealth, or of the United States; they may fix and elect, or appoint, their own officers and agents, and remove them at pleasure, may adopt a corporate seal, and alter the same, may make and issue capital stock, and sell the same, and fix the amount and number of shares, and the par value of the same, and issue certificates therefor, representing value in their property, in such form, and subject to such regulations and interests as they, from time to time, may prescribe, and may regulate and prescribe, from time to time, in what form and manner their contracts and obligations shall be made and executed, may fix the number of directors of the company, and increase, or decrease, said number, and fix their term of service, may, by a vote of two-thirds, in interest, of the stockholders, voting at any meeting of stockholders, called by any ten stockholders, for that purpose, remove any director, or officer, or agent, and By-laws. Officers, &c. Seal. Capital. Certificates. Contracts. Directors. Votes.

Vacancy. appoint a person to fill the vacancy, so made, or abolish the office, or agency.

Corporators to act as directors until first election. SECTION 3. That the said corporation shall be governed by a board of directors, and the corporators, named in this act, shall constitute such board, until their successors shall be elected and qualified; within one year after the organization of the company, an election shall be called and held to elect five directors for said company, to serve as such for one year, and until their successors shall be elected and qualified; and thereafter said corporation shall be governed by a board of five directors, unless said number shall be changed by said company, to be elected as may be provided by the by-laws of said company; and three of said directors shall constitute a quorum, for the transaction of any business.

Quorum.

Certain facts to be reported to auditor general.

SECTION 4. That at any time when said company shall acquire any real, or personal, property, or mines, or mining privileges and rights, and issue capital stock, in said company, therefor, or thereon, representing value in the same, or whenever said company shall issue any capital stock, the amount of said stock, so issued, shall be reported to the auditor general by the president, secretary, or directors, of said company; and any and all additional issues of capital stock shall be, in like manner, reported; but it shall not be lawful for said company to issue a greater amount than one hundred thousand dollars of stock on the basis of any one mine, or mining property, on which only one mine is worked, until the net income, or proceeds, of such mine, as then theretofore produced, shall be sufficient to pay an annual dividend of ten per cent. on all the capital stock theretofore issued upon it as a basis; nor ever, in any case, to issue any additional amount of capital stock, on the basis of such mine, or representing its value, unless such net proceeds shall appear to be, in amount, sufficient to pay also a ten per centum, per annum, dividend upon such additional stock, then proposed to be issued; the same power and limitation as to the issuing and sale of capital stock, by said company, be held by said company, and shall apply, separately, to each mine and mining property acquired, and owned, and worked, or intended to be worked, by said corporation.

Limitation of capital, relative to.

Offices.

SECTION 5. That the principal office of said company shall be in the city of Philadelphia; but they may establish other offices necessary for their business, and hold meetings of the company, and transact any business, at any other place, or places.

Real estate.

SECTION 6. The said company shall not hold, or own, any more real estate than is needful for their mines and mining purposes, and is allowed by the laws and mining rules of the mining district in which said mine is situated; to be located and held as appurtenant to, and connected with, the location of a mine; the stockholders of the company shall be individually liable to the full amount of stock held for debts due for labor, in and about said mine, and materials furnished for the same, contracted during the holding of such stock; but no individual liability of any stockholder shall exist until after

Individual liability, relative to.

the creditor shall have proceeded to judgment and execution against the corporation, and failed to make his money, nor longer than two years after such debt shall have been due and payable; and any stockholder, having paid any such debt, shall have and recover contribution from all other stockholders.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 964.

## An Act

To extend the provisions of an act, entitled "An Act relating to the Philadelphia and Erie railroad Company," approved the twenty-second day of July, Anno Domini one thousand eight hundred and sixty-four, to the Erie and Pittsburg Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of the general assembly of the commonwealth of Pennsylvania, entitled "An Act relating to the Philadelphia and Erie Railroad Company," approved the twenty-second day of July, Anno Domini one thousand eight hundred and sixty-four, be and the same are hereby extended to the Erie and Pittsburg Railroad Company, and under the same restrictions and limitations: *Provided,* That this act shall not be so construed as to relieve said company from the obligation to pay, or secure, the damages assessed, for any property taken under this act, before taking possession of the same, as provided by existing laws.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 965.

## An Act

Repealing an act relating to supervisors and roads, in Chartiers, Scott and Lower Saint Clair townships, Allegheny county, and Wiconisco township, in Dauphin county, approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-two, so far as the same relates to the township of Chartiers, in the county of Allegheny.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, to which this is a supplement, as relates to the township of Chartiers, in the county of Allegheny, be and the same is hereby repealed.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 966.

## Supplement

To an act to incorporate the New York Middle Coal Field Railroad and Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the completion of the railroad of the New York and Middle Coal Field Railroad and Coal Company shall be extended until the first day of January, Anno Domini one thousand eight hundred and seventy-two, with the right of extending the main road eastward, by the Lizzard creek, or such other line as the directors may select, to the Delaware river, and a branch to the Juniata, from such point, along the main line, as may be deemed advisable, with the

Time for completion extended.

Extension of main road, relative to.



privilege of connecting at the state line, or at, or near, either, or both, of said streams, or at any intermediate point, with any other railroad, or railroads, now constructed, or that may hereafter be constructed, leading into the interior, or in the direction of tide-water; and for all, or either, of said purposes, the company are hereby authorized to use all the powers and privileges granted in their original charter and its supplements. Privilege to connect with other railroads.

SECTION 2. That the right shall be conferred upon the said company of creating and disposing of the additional amount of stock necessary to the construction and equipment of said railroad and its branches, on such terms as the directors may seem needful; or it may, if deemed expedient, borrow money, from time to time, for the said purposes, at a rate of interest, not exceeding eight per cent. per annum, and issue its bonds, or other obligations, therefor, in sums not less than one hundred dollars each, and may secure the payment of the same by a mortgage, or mortgages, of its lands, improvement, railroad and corporate franchises, or any part thereof. May create and dispose of additional stock.  
Authorized to borrow money.

SECTION 3. That the right be conferred upon the said company of completing their railroad, or its branches, by sections of five, or more, miles, and operating each section, as completed, under the provisions of the general railroad law of this commonwealth. May complete, and operate road, by sections.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 967.

## An Act

To incorporate the National Land and Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James B. Ferree, E. B. Harper, A. W. Arnold, George W. Eddy, Stephen Cox, R. P. Fitts, R. P. King, A. B. Keith, H. R. Warriner, A. M. Spangler, Harrison Grambo, A. T. Johnson and J. A. Graham, and their associates and successors, be and they are hereby created a body politic and cor- Corporators.

Title.	porate, by the name, style and title of the National Land and Improvement Company, and by that name and title shall have perpetual succession, and may sue and be sued, plead and be impleaded, in all courts of record and elsewhere, and be capable of receiving, holding and granting, in its corporate name, property, real, personal and mixed, and of exploring, locating and improving lands, and transporting emigrants and merchandise, and constructing houses and buildings, manufacturing, trading, trafficking, colonizing, organizing and forming settlements, and developing mineral and other lands, and improving and working the same : <i>Provided</i> , Such lands shall be located in Utah, Arizona, or adjoining states and territories, lying west of the Mississippi river, and doing such acts and things as shall be necessary to promote the success of the corporation, and be for the general public good.
Privileges.	
Proviso.	
By-laws.	SECTION 2. That the said corporation shall have power to make such by-laws as they may deem necessary, to enable them to carry out the objects of the corporation, and for the government of the same, and the same to alter, amend, add to, or repeal, at their pleasure, and to adopt a common seal, and to alter the same : <i>Provided</i> , That the said by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania and of the United States.
Seal.	
Proviso.	
Capital.	SECTION 3. That the capital stock of the corporation shall be divided into five hundred thousand shares, to be assessed as its necessities shall require, to carry out the purposes thereof ; but the par value of the shares shall be fixed by the by-laws, and its affairs shall be managed by a board of not less than seven, nor more than fifteen of its stockholders, to be elected annually, at such time and place as the by-laws shall provide ; but they shall hold office until their successors shall be elected.
Board of managers.	
May create bonds and mortgages.	SECTION 4. That the corporation shall have power to create mortgages, and issue bonds in sums of not less than one hundred dollars each, with coupons, payable semi-annually, at a rate of interest not exceeding seven and three-tenths per centum per annum, and for terms not exceeding twenty years from their date.
Offices.	SECTION 5. That the corporation may establish offices, and carry on its business, at such places as the directors may deem for the best interests of the public, but its principal office shall be located in Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 968.

## An Act

To incorporate the Duncannon, Bloomfield and Broad Top Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Benjamin F. Junkin, John R. Shuler, William A. Sponsler, Griffith Jones, John Wistar and Henry D. Egolf, with the privilege to increase their number to twenty-five, be and the same are hereby appointed commissioners, under the provisions of the act regulating railroad companies, passed the nineteenth day of February, one thousand eight hundred and forty-nine, with all the powers conferred by said act. Commissioners.

SECTION 2. That the name, style and title of the company, hereby authorized to be incorporated, shall be the Duncannon, Bloomfield and Broad Top Railroad Company. Title.

SECTION 3. That the said company, when duly organized, is hereby authorized to locate, construct and operate, under the provisions of said act, a railroad, running from a point at the Pennsylvania railroad, at, or near, Duncannon, in Perry county, to a point at Broad Top mountain, in Bedford county, passing by way of Bloomfield, in Perry county. Construction of railroad authorized.

SECTION 4. That the capital stock of said company is hereby authorized to consist of one million dollars, and it shall be lawful for said company, upon a vote of the stockholders, at any stated, or special, meeting, convened for that purpose, to increase the capital stock to any amount sufficient to complete the road. Capital.  
Increase.

SECTION 5. That to enable the said company to complete their improvements, they may borrow money, or issue bonds, or certificates of loan, and dispose of the same, in such manner, and at such prices as they may think proper, or expedient: *Provided*, That the bonds, or certificates of loan, shall not be of a less denomination than one hundred dollars; and if said company shall make a loan, for the purpose of completing their improvements, they are hereby authorized to secure the payment of the same, by executing a bond, or mortgage, or both, to the person, or persons, lending the same, upon the railroad, binding the said road, together with all the rights, privileges and franchises, connected with the same; which bonds and mortgage shall be executed by the president of the company, by virtue of a resolution of the board, in conjunction with this act. May borrow money.  
Proviso.

SECTION 6. That the term within which said company shall finish, or commence to open, said railroad, for use, shall be five years from the date of the passage of this act; and the said company shall have power to connect their railroad, at its Completion of road, &c.

## LAWS OF PENNSYLVANIA,

eastern, or western, terminus, with any railroad they may desire.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 969.

## A Supplement

To the act for the acknowledgment and recording of deeds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the record of any deed, (or a certified copy thereof,) heretofore acknowledged by husband and wife, in any other state in this Union, in conformity with the laws thereof, for lands in this state, and which shall have been recorded in the county where said lands are situated, for twenty-five years prior to the passage of this act, shall be received, in evidence, in any court of this commonwealth; and the person taking such acknowledgment shall, *prima facie*, be considered as having authority to do so; the acknowledgment, so taken, as aforesaid, shall be deemed good and valid: *Provided*, Said act shall only extend to the county of Mifflin.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 970.

## An Act

Relative to the fees on unseated lands, in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That for one year from the passage of this act the fees received, by the county treasurer, for advertising each tract of unseated lands, including printer's charge, shall be eighty cents per tract, instead of fifty cents, as now provided for by law.

JAMES R. KELLEY,  
Speaker of the House of Representatives. . .

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 971.

## An Act

To incorporate the Gettysburg Lythia Springs Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Emanuel Harman, Edward M'Pherson, David M'Conaughy, Robert G. M'Creary, Robert Horner, M. D., Alexander D. Buehler, David Wills, H. S. Huber, M. D., George Arnold, Doctor David Gilbert, Edward G. Fahenstock, and their associates, and all persons who are, or hereafter may be, holders of the stock hereinafter mentioned, shall be and they are hereby constituted and declared to be a body politic and corporate, by the name of the Gettysburg Lythia Springs Association, having perpetual succession, capable of suing and being sued, having a common seal, and the right to purchase, take and hold the property, known as the Lythia Springs, near Gettysburg, and such other springs and other

Corporators.  
Name.  
Privileges.  
Seal.

Real estate,  
buildings, &c.

real estate, in connection with the same, as may, in their judgment, be necessary, or convenient, for the purpose of establishing a watering place, erecting buildings, and making such improvements as may be thought proper, in promotion of the general purpose; to erect and hold such buildings, and supply the same with all needful furniture, and make all such improvements as may be deemed proper for the convenient use of the springs and property; and the said property, or any part thereof, when, in the opinion of said corporation, it may be proper to do so, to sell and convey to any person, or persons, who may desire to purchase the same, and to bottle and sell the waters of said springs, and to make and sell medicinal preparations from the same.

Capital.

SECTION 2. The capital stock of said corporation shall be two hundred thousand dollars, divided into shares of twenty-five dollars each, to be held as personal property, and be transferable under such regulations as may be adopted by the association; and each share of said stock shall entitle the holder thereof to one vote, in all meetings of the stockholders of said company, to be given in person, or by proxy; but no proxy shall entitle the holder to vote unless it shall have been executed within three months of the date when its intended to be used; and for the purpose of obtaining subscriptions to the said capital stock, books shall be opened under the direction of the aforesaid corporators, or any three of them, at such times and place, or places, as they may deem expedient; and such subscriptions shall be payable, in money, or may, by agreement, be made payable, in lands, or property, at such prices as may be agreed upon by the association; and in case the company shall organize and proceed to act as a corporate body, before all the stock is subscribed, the president and directors shall have power, at any time, to receive further subscriptions to said capital stock, should they think it proper to do so, until the whole is subscribed.

Management  
until directors  
are chosen.

SECTION 3. The affairs of the association shall be managed by seven of the persons, named in the first section of this act, who shall be stockholders, with power to elect a president from this number, and to serve until directors shall be elected as hereinafter provided; and in case of the decease of one, or more, of said persons, or their refusal to act, the remaining persons shall have power to appoint other stockholders, to act as managers in their stead; and whenever a sufficient amount of stock is subscribed, to justify the association, in the judgment of said managers, in proceeding to the prosecution of its business, a general meeting of the stockholders shall be called, by the said managers, at such time and place as they may determine, for the purpose of organization; at which meeting a president and six directors shall be elected, to serve until the next election; and subsequent elections of officers shall be held, annually, at a general meeting of the stockholders, on the first Monday of July, in each year, at such place as the by-laws may prescribe: *Provided*, That a failure to elect a president and directors, at the annual meeting, shall not work a forfeiture of this charter; but the then existing officers shall retain their places until an election shall take

General meet-  
ing and election  
of president and  
directors.

Proviso.

place ; and the said association shall have power to make all such by-laws, rules and regulations as may be necessary and advantageous for the management and regulation of its affairs : *Provided*, That the same shall not conflict with the laws of this state, or of the United States. Proviso.

SECTION 4. The president and directors of said association, for the time being, shall exercise all the powers of the corporation ; they shall meet at such times and places as they may deem most convenient for the transaction of business, and when met, four shall be a quorum ; the president, if present, shall preside at all meetings, and have the right to vote only in case of a tie ; and in the absence of the president, the board shall appoint a president *pro tempore* ; they shall keep a minute of their proceedings, in a suitable book, to be provided for that purpose ; they shall choose a secretary and treasurer, and appoint and employ such other agents, workmen, or other persons, as, in their opinion, may be necessary for the management of the affairs of the association ; they shall fix the salaries and wages of officers and agents employed by them, and may require security, by bond, or otherwise, for the faithful performance of their duties, by all officers and persons chosen, or appointed, by them ; they are, also, authorized to design, determine and contract for any improvements they may consider necessary for the accommodation of visitors, or the adornment of the grounds, and to lease the property of the association, to such lessee, or lessees, for such term, or terms, and at such rents as may be determined by the board, and generally to do all such acts and things as, by this act and the by-laws of the association, they may be authorized to do. Powers and duties of president and directors.  
  
President *pro tempore*.  
Secretary, treasurer, agents, &c.  
  
Salaries and wages.  
  
Improvements, adornment of grounds, &c.

SECTION 5. All elections in this corporation shall be by ballot, and each ballot shall have marked on it the number of shares of stock represented by it ; the first election shall be conducted by three stockholders, selected by the corporators, and subsequent elections shall be held by three stockholders, selected by the directors ; they shall act as judges, and receive and count the votes, and certify the result, under their hands and seals, to the stockholders. Elections, how conducted.

SECTION 6. This association shall have power to purchase real estate, and commence the erection of buildings, as soon as twenty thousand dollars of the capital stock is subscribed and paid in. When business may be commenced.

SECTION 7. The legislature reserves the right to alter, revoke, or annul, the privileges and charter hereby granted, whenever the same shall become injurious to the citizens of the commonwealth ; in such manner, however, that no injustice shall be done to the corporators, or stockholders. Reservation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 972.

## A Further Supplement

To the act approved March twenty-fourth, one thousand eight hundred and forty-nine, to incorporate the Phillipsburg and Spruce Creek Turnpike Road Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Phillipsburg and Spruce Creek Turnpike Road Company be and they are hereby authorized to add twenty per centum to the tolls, now authorized by law to be collected, upon the same turnpike road, and to collect the toll upon said turnpike road, with the said twenty per centum added, in the same manner, and by the same remedies now provided by law.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 973.

## An Act

To authorize the Nanticoke Railroad Company to increase its capital stock.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Increase of capital authorized.

That the directors of the Nanticoke Railroad Company be and they are hereby authorized to increase the capital stock of the said company, from time to time, to such amount as they may deem necessary, not exceeding one million of dollars, in shares of fifty dollars each : *Provided*, That the consent of a majority, in interest, of the stockholders, shall always first be had thereto : *And provided*, That for thirty days

Proviso.

Proviso.



after such consent obtained, the stockholders shall have the right to subscribe for their respective proportions, on the basis of a *pro rata* division among themselves, of the new stock, so to be issued; and all stock not so subscribed for, within thirty days, may be thereafter otherwise disposed of.

SECTION 2. That the holders of the additional stock, authorized by this act, shall be entitled to the benefits conferred upon the holders of the original stock, by section three of the act, approved the fifteenth of March, one thousand eight hundred and sixty, entitled "A supplement to an act, entitled 'An Act to incorporate the Wilkesbarre and Scranton Railroad Company,' approved the fifteenth day of February, Anno Domini one thousand eight hundred and fifty-one." Holders of additional stock, relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 974.

## An Act

To enable the Western Transportation Company to mortgage the whole, or any part, of their property, real and personal, corporate rights and franchises, acquired, or to be acquired.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Western Transportation Company to execute one mortgage upon the whole, or any part, of their property, real and personal, corporate rights and franchises, acquired, or to be acquired, to secure the payment of any present, or future, indebtedness of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 975.

**A Supplement**

To the act incorporating the Wilkesbarre and Philadelphia Railroad Company, approved the fourth of April, one thousand eight hundred and sixty-three, giving power to said company to borrow money, fix the number of directors, and connect with other railroads.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the Wilkesbarre and Philadelphia Railroad Company shall have power to borrow money, from time to time, on the certificates, or bonds, of the company, at a rate of interest, not exceeding eight per centum per annum, to be used in the construction and equipment of their railroad, and secure the payment of the same by a mortgage, or mortgages, of their railroad line, or any part thereof, and all the property, rights, privileges and franchises of the said company, or any part thereof; and the said certificates, or bonds, may be made convertible into stock of the said company, if the directors shall so decide.

May borrow  
money.

Security.

Number of di-  
rectors.

Proviso.

**SECTION 2.** That at the next annual meeting of the stockholders they may fix the number of directors, to be then and thereafter chosen, for the management of the affairs of the company: *Provided*, That the number shall not be less than five.

Railroad con-  
nections, rela-  
tive to.

**SECTION 3.** That the said company shall have power to connect their railroad with the Philadelphia and Erie railroad, at, or near, Northumberland, or Sunbury, or at such point as their engineers may select, so as to form a continuous line of railroad, of uniform gauge, from the Wyoming coal field to the harbor of Erie, by the best practicable route, and may also make connections with any other railroad, or railroads, now authorized, or constructed, leading to, or forming part of, a line of railroad leading to the city of Philadelphia, and for the said purposes may cross any other railroad, or railroads, at grade; and so much of the act, to which this is a supplement, as may require the said company to commence their road at any point on that of the Little Schuylkill Navigation, Railroad and Coal Company, and designates the route of the said railroad, be and the same is hereby repealed.

Repeal.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 976.

## A Further Supplement

To the act to incorporate the Western Pennsylvania Railroad Company, authorizing their railroad bridge, over the Allegheny river, to be improved, for the accommodation of persons desiring to cross the same.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Western Pennsylvania Railroad Company be and they are hereby authorized to improve their railroad bridge, over the Allegheny river, at, or near, Freeport, in Armstrong county, and the approaches thereto, as may be best adapted to accommodate persons desiring to cross the same, and to charge and collect, from such persons, such rates of toll as are allowed to be charged and collected, by the Sharpsburg Bridge Company, and to impose and enforce such rules as may be necessary to protect the said bridge and the property of said company: *Provided however,* That the said company shall and may, at any time thereafter, discontinue such use of their said bridge.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

**APPROVED**—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 977.

## An Act

Authorizing an extension of their tracks, by the Southwark Railroad Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Southwark Railroad Company be and they are hereby authorized and empowered to extend the tracks of their road

from Washington, or Prime, streets, in the city of Philadelphia, northwardly along Swansom and Little Water street to Lombard street; thence along Lombard street to Penn street; thence along Penn street to Almond street, and thence along Almond to Swansom street, and to connect, at Swansom street, with the tracks thereupon: *Provided*, That before the said tracks for the whole, or any portion, of the distance, and hereby authorized to be extended, shall be used for business purposes, the said railroad company shall be and they are hereby required to take up and remove the railroad tracks, in Philadelphia, on and along Broad street, from Prime street to South street: *And provided further*, That in no event shall steam be used on the streets hereby authorized to be occupied by said tracks.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 978.

## An Act

For the incorporation of the Merchants' National Telegraph Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Frew, S. M. Kier, James O. Hara, William F. Johnston, C. H. Israel, H. B. Wilkins, D. M. Edgerton, James A. Hutchinson, John Watt, W. H. Forsyth, J. B. Canfield, James Benny, Junior, Joseph H. Lyday, R. E. Sellers, William Dilworth, Junior, R. W. Burke, J. F. Stockdale, W. P. Logan, R. D. Cochran, Jake Hill, W. Hampton, Samuel Richardson, W. H. Ewing, Jonathan Gallagher, Frederick Fisher, James Wilkins, James Mawhinney, J. K. Barbour, of the county of Allegheny; ———, of the county of Butler; J. B. Finley, of the county of Armstrong; Samuel Wilson, of the county of Clarion; T. B. Portous, A. H. Tillson, J. J. Vandegrift, A. Conkle, W. R. Johns, M. S. Thompson, W. L. Lay, J. Shirk, A. S. Pool, of the county of Venango, and their associates, and such other persons as may hereafter become stockholders in the company, to be called the Merchants'



National Telegraph Company, their associates and assigns, shall be and are hereby made and constituted a body politic and corporate, for the purpose of making, using and maintaining a telegraph line and communication, through the counties of Allegheny, Butler, Armstrong, Clarion, Mercer, Crawford, Erie, Warren and Venango, by the name, style and title of the Merchants' National Telegraph Company; and by the said name, style and title, shall have all the powers, rights, privileges and immunities, and be subject to all the restrictions and provisions contained in an act, entitled "An Act to incorporate the Monongahela Valley Telegraph Company," approved the fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five: *Provided*, That the capital stock of the corporation, hereby created, shall be fifty thousand dollars, divided into shares of twenty-five dollars each.

SECTION 2. That the persons named in the first section of this act, or any three of them, shall call a meeting at any time, of the corporate body hereby created, giving ten days' notice of the time and place of holding such meeting, in at least one newspaper published in Venango and Allegheny counties, each, for the purpose of choosing a president and six directors; which directors, with the president, shall constitute a board of directors for the management of the affairs of the company; said board shall hold their office for one year, and until their successors are elected: *Provided*, That the annual and other, meetings of the corporation, shall be held at such time and place as the by-laws may prescribe.

SECTION 3. That nothing herein contained shall be construed to authorize the construction of a telegraph line, or branches, except in the counties named in the first section of this act: *Provided*, That said company shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, in four equal annual instalments, the first of which shall be paid at the time of the payment of the enrolment tax.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 979.

*An Act*

To confirm the title to certain real estate, in Delaware county, now held by William D. Pennell and William H. Huddleson.

WHEREAS, Sarah Thompson, by her will, devised her real estate to John T. Huddleson, in trust for Martha Huddleson, for life, with power to appoint, by will, and for want of such will she authorized her executors, the said John T. Huddleson and John M'Cay, to sell the same, and divide the proceeds, and authorized the said trustee to sell the whole, or any part, of her plantation, in Delaware county, (part of her real estate,) if it should, at any time, be the wish of the said Martha to have it sold, and vest the proceeds in the purchase of other real estate, with power to her said executors to dispose thereof, at her death, as is directed respecting said plantation; and the said trustee, with the consent of the said Martha, sold a small portion of said plantation, and purchased about fifteen acres in lieu thereof, from John S. Caldwell, which was conveyed to the said trustee, on the trusts contained in the said will; and the said trustee and the said Martha, in one thousand eight hundred and fifty, conveyed about half of the lot, so purchased, to William D. Pennell, (she joining in the deed, and her husband being then living, but of unsound mind,) and in one thousand eight hundred and sixty-four conveyed the remainder to William H. Huddleson, for an aggregate sum of two thousand dollars, and the proceeds have been invested by the said trustee, by loan, in real estate security, pursuant to the will, and a large amount has been expended, by the owner, in buildings, on one of said lots, and it is proper to remove all doubt of the validity of the title so conveyed; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the titles of the said William D. Pennell and William H. Huddleson, and their assigns, to the lots, so purchased by them, shall be and the same are hereby validated, and of the same effect, as if both the said executors and the said Martha Huddleson had joined in the deeds, and her husband, then alive, had also joined in the execution of the deed to William D. Pennell.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 980.

## An Act

To authorize the sale and conveyance of the estate and franchises of the Pittston Gas Company, by the sheriff of the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon any writ of execution which may be issued, at the suit of Thomas Ford, against the Pittston Gas Company, upon judgment, in common pleas of Luzerne county, number eighty-two, November term, Anno Domini one thousand eight hundred and sixty-five, it shall be lawful for the sheriff of said county of Luzerne, to levy upon all the estate, property and franchises of the said Pittston Gas Company, and after advertising, as in cases of sale of real estate, (of which advertising his certificate shall be conclusive evidence,) the same estate, property and franchises, by public vendue and outcry, to sell; and the party, or parties, purchasing at such sale, shall take and hold all the said estate, property and franchises, as fully as the said, the Pittston Gas Company now has and holds the same, and free from every of the debts and liabilities of said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 981.

## A Further Supplement

To the act to incorporate the Oil Creek Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the name of the Oil Creek Transportation Company be and the same is hereby changed to the Western Transportation Company; and that the board of directors of said company may, by resolution, reduce the board of management, so that the same shall consist of not less than four directors and a president.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 982.

## A Supplement

To an act to incorporate the Bald Eagle Plank Road Company, authorizing sale of the same.

### Preamble.

WHEREAS, The Bald Eagle Plank Road Company are insolvent, and a sequestrator therefor is now in possession :

And whereas, Since that time a railroad has been built, parallel with the same, which has rendered the said plank road almost useless, by diverting the travel therefrom, and its being to the interest of the public and the stockholders to sell the same ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Sale of road and franchises authorized.

Notice.

That the board of directors of the said Bald Eagle plank road is hereby authorized and empowered to sell, at public out-cry, in the borough of Bellefonte, on a day to be by him fixed, first sixty days' notice of the time and place of said sale, by advertisements, in two newspapers, in the counties of Centre and Blair, and shall convey to the purchaser, or purchasers, thereof, all of the right and title, franchises and interests, owned, possessed and enjoyed by the said company therein.

Rights of purchaser.

Subject to.

Sequestrator to report sale, &c.

SECTION 2. That the purchaser, or purchasers, of the said road shall be considered and taken to be invested with all the franchises, rights, privileges and immunities granted by the charter of said plank road, and also bound by and subject to all the duties, obligations, reservations and restrictions contained and prescribed in said charter; and that said sequestrator shall report such sales to the courts of common pleas



of the counties of Centre and Blair, for confirmation and approval; and such purchaser, or purchasers, of the whole, or any part, of said road, may apply to the court of common pleas of the county in which part may lie, or the larger part of such purchaser may pass through, to create such person, or persons, and such others as may be associated with them, into plank road corporation, by such name as they may deem proper, and may fix the number and value of the shares of stock therein, and generally to do such other acts, matters and things as may be lawful and proper for such plank road corporation; all which proceedings, orders and decrees of said court, relative to said corporation, shall be recorded in the office for recording deeds, in the several counties, as aforesaid.

Purchasers may apply for incorporation.  
Proceedings thereon.  
To be recorded.

SECTION 3. That upon the sale and conveyance of said plank road, and the sale of any property owned by the present company, the said directors shall first divide the proceeds of such sale, according to law, among the creditors; and if there should be a surplus, after paying the debts, then shall divide with the stockholders of said company, rateably and in proportion to the several number of shares held by each stockholder; and in the event of the residence of any such stockholder, or his legal representative, being unknown, the said sequestrators shall give notice, in one, or more, newspapers, printed in Centre and Blair counties; and the proceeds, being unclaimed for the space of six months subsequent to such notice, shall be deposited, under the direction of the court of common pleas of Centre county, subject to the application of the legal claimant and the decree of the court.

Proceeds of sale, relative to.  
Distribution.  
Notice.  
Unclaimed proceeds, relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 983.

## An Act

To incorporate the Williamsport Hall and Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That A. Updegraff, John A. Wilson, F. T. Firth, M. Fisher, John B. Beck, H. J. Perkins, H. Mudge, J. V. Brown, H. E. Taylor, George Hopper, M. D. Hotchus, H. C. Parsons, F. Coleman, R. M. Forseman, John White, Frank Thompson and O. Watson, and their successors, and all persons who may hereafter be associated with them, be and they hereby are created and erected into a body politic and corporate, in deed
Title.	and in law, by the name, style and title of the Williamsport Hall and Market Company, and by that name shall have perpetual succession, and be able to sue and be sued, plead and be impleaded, in any court of law, or equity, or elsewhere, and shall be able and capable, in law and equity, to take and hold, to themselves and their successors, either by grant and conveyance, in fee simple, gift, devise, or lease, any land, or real estate, for the purpose of erecting thereon a suitable building, or buildings, for the use of the said company, to be
Privileges.	located in the borough of Williamsport, in the county of Clinton; and, also, to take and hold, for the use of said company, any goods and chattels, sum, or sums, of money, by gift, grant, bargain, or sale, and generally to do all and singular the matters and things which shall be lawful for them to do for the well being and due management of the affairs of said company.
Real estate, buildings, &c.	SECTION 2. That the said company be and they are hereby authorized to create a capital stock, of not exceeding seventy-five thousand dollars, and issue certificates therefor, in shares of twenty-five dollars each.
Location.	
Capital.	SECTION 3. The object and purposes of the said company shall be to erect suitable buildings and stalls, adapted for the use of public meetings, lectures, libraries, or reading rooms, and for a market house, for the sale and vending of meats, vegetables, provisions and such other articles as the directors may deem proper; the said hall and market building, the room, stalls, or any one, or more, of them, to be leased, rented, or disposed of, in such manner and upon such terms and conditions as the directors shall determine.
Certificates.	
Buildings, relative to.	SECTION 4. That the parties hereinbefore named, or a majority of them, may proceed to organize the said company, and obtain subscriptions to the capital stock thereof; and after five hundred shares have been subscribed for, by not less than ten persons, and at least ten per centum paid in on said subscriptions, they shall, by advertisements, call a meeting of said stockholders, for the purpose of electing a board of six directors, who shall serve until the first annual meeting of stockholders, to be held thereafter, and until their successors shall be duly elected; and annually thereafter, at such time as the by-laws of said company shall determine, the stockholders shall elect a similar board of directors, to serve for one year, and until their successors shall be duly elected; and the said board of directors shall elect one of their number as president, and shall, also, elect a treasurer, and such other officers as they may deem expedient and necessary for the transaction of the business of the company; and may require from the treasurer, or other officers, such bonds of security,
Organization.	
Subscriptions.	SECTION 5. That the said company be and they are hereby authorized to create a capital stock, of not exceeding seventy-five thousand dollars, and issue certificates therefor, in shares of twenty-five dollars each.
Notice.	
Directors.	SECTION 6. That the said company be and they are hereby authorized to create a capital stock, of not exceeding seventy-five thousand dollars, and issue certificates therefor, in shares of twenty-five dollars each.
Election.	
President and other officers.	SECTION 7. That the said company be and they are hereby authorized to create a capital stock, of not exceeding seventy-five thousand dollars, and issue certificates therefor, in shares of twenty-five dollars each.
Bond.	

for the faithful performance of their respective duties, as the said board may determine.

SECTION 5. That said board of directors shall supply all vacancies, in their body, that may occur by death, resignation, or otherwise, until the next annual election; but no person shall be elected a director, or continue to hold said office, unless he shall, at the time, be a stockholder in said company; and at every election each stockholder shall be entitled to one vote for each share of stock held by such stockholder; but no such holder of stock shall be entitled to vote at any election, or meeting of said company, unless the whole sum called for, on the share, or shares, by him, her, or them, held, at the time, shall have been fully paid up.

Vacancies.

Qualifications.

Votes.

SECTION 6. That if any stockholder, whether an original subscriber, or assignee, after ten days' notice of the time and place appointed for the payment of any instalment, or proportion, of the capital stock, shall neglect to pay the same, at the place appointed, for the space of thirty days after the time fixed for the payment thereof, such stockholders shall, in addition to the instalment so called for, pay, at the rate of two per cent. per month, for every delay of such payment; and if such instalments and additional penalty shall become equal to the sum before paid, on account of such share, or shares, they may be forfeited by and to the company, and cancelled on their books; or in default of payment, by any stockholders, of such instalment, or instalments, as aforesaid, for the space of sixty days after the time appointed, as aforesaid, the board of directors may, at their election, cause suit to be brought, in the same manner as debts of like amount are now recoverable, for the recovery of the amount of such unpaid instalment, or instalments, together with the penalties, aforesaid; and such suit may be brought, either against the original subscribers, for such stock, or the assignee thereof, or both, as the board of directors may determine.

Delinquent stockholders, relative to.

Forfeiture of stock.

Suits may be brought.

SECTION 7. That said company may make and have a common seal, and alter and renew the same at pleasure; and may also ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient, for the government of said company and its affairs, not being contrary to the laws of the United States and of this commonwealth: *Provided*, That all by-laws must be adopted, or amended, by a vote of two-thirds of the whole board of directors; which fact must be recorded on the minutes of the board.

Seal.

By-laws.

Proviso.

SECTION 8. That dividends of so much of the profits of said company, as may be deemed advisable by the board of directors, shall be declared semi-annually, at such times as the by-laws shall direct, in each and every year, but in no case shall such dividends exceed the amount of the net profits of said company, so that the capital stock thereof shall not be impaired thereby.

Dividends.

Not to exceed net profits.

SECTION 9. That the said company shall have power, and they are hereby authorized, to borrow any sum, or sums, of money, not exceeding, in the whole, the sum of twenty-five thousand dollars, for the uses and purposes of the said com-

May borrow money.



Security. pany, and to issue their bonds therefor, under their corporate seal, attested by their president and treasurer, on such terms, and at such rate of interest, as they shall deem expedient, payable semi-annually; and in order to secure the payment of such bonds, with the interest thereon, they may, in like manner, execute such mortgage, or mortgages, as they may think necessary, upon the whole, or any part, of their real estate, to such trustees as they may select.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 984.

## An Act

To incorporate the Germania Grocery and Produce Association of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That John B. Dublar, Joseph Weson, Charles Wenger, Francis Felix, J. A. Richter and P. A. Yest and Joseph Hoelinger, of the county of Allegheny, Pennsylvania, and their associates, successors and assigns, and such other persons as shall become shareholders, be and they are erected and constituted a body politic and corporate, in deed and in law, under the name, style and title of the Germania Grocery and Produce Association of Allegheny county, to be located in the county of Allegheny, with a capital stock not exceeding one hundred and fifty thousand dollars, to be divided into shares, of ten dollars each.

Style.

Capital.

Directors. SECTION 2. The affairs of said company shall be managed by a board of nine directors, one of whom shall be president, who shall be chosen by the directors; election for directors shall be held annually, in the city of Pittsburg, at such time as the association shall determine, of which public notice shall be given; all elections shall be by ballot, and every stockholder shall be entitled to one vote; and in case of any vacancy in the board of directors, by death, resignation, or otherwise, the remaining members of the board shall elect new

President.

Election.

Vacancies.



directors, to fill such vacancy, until the next annual election of the stockholders.

SECTION 3. That this corporation shall have authority to hold and use a common seal, and the same to change, alter and amend at pleasure; and by the name, style and title aforesaid, shall be able and capable, in law, to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere, and to make all needful rules, regulations and by-laws, for the management of the business of the corporation. Seal.  
Privileges.

SECTION 4. Said corporation shall have the right to purchase and hold, in fee simple, or lease for a term of years, a lot, or lots, or store-room, or buildings, in the county of Allegheny, not exceeding, in value, fifty thousand dollars, with power to sell, mortgage, lease, or otherwise dispose of the same, or any part thereof; and the capital of said company may be employed in purchasing and leasing the same, and in purchasing goods, wares and merchandize pertaining to the grocery business, and vending and selling the same, and for such other objects as are necessary in the prosecution of said business. Real estate,  
buildings, &c.

SECTION 5. The stock may be transferred, agreeably to the by-laws that may be adopted by the corporation, and dividends may be declared and paid semi-annually; and if the directors shall make a dividend of more than the actual net profits, the directors, consenting thereto, shall severally be liable to the corporation, in their individual capacity, for the excess so divided and paid. Transfer of  
stock.  
Dividends.

SECTION 6. That this act shall take effect as soon as six hundred shares of stock are subscribed and paid in. Limitation.

SECTION 7. That subscriptions to stock may be paid in personal property, appropriate to the business contemplated by this act, at a fair cash valuation, to be fixed upon by a majority of the stockholders; but no person shall be authorized to subscribe for, or hold, more than twenty-five shares of said stock. Subscriptions.

SECTION 8. That said company shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock, hereby authorized, in four equal, annual, instalments, the first of which shall be paid at the time of the payment of the enrolment tax. Bonus.

SECTION 9. That the stockholders of said company shall be jointly and severally liable, in their individual capacities, for all debts and contracts made by said corporation, to the amount of each share of stock held by them, respectively. Individual lia-  
bility.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 985.

## An Act

To authorize the Phoenix Park Coal Company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Phoenix Park Coal Company to borrow, on loan, for the purchase of additional property, and for the prosecution of their legitimate business, any sum, or sums, of money, not exceeding two hundred thousand dollars, and issue bonds therefor, not less, in amount, than one thousand dollars each, at a rate of interest, not exceeding ten per cent. per annum, and for securing the payment thereof, to execute a mortgage of all their property, including their real estate, and improvements thereon, and franchises, now held and owned, or hereafter acquired by them, under the seal of the said company, to be signed and acknowledged by the president and treasurer thereof: *Provided always,* That the said loan shall first be approved by a majority of the stockholders, at a meeting convened to consider the propriety of borrowing the proposed sum of money.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 986.

## An Act

To incorporate the Keystone Hotel Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Thomas M. Adams, Robert F. Kennedy, James M. Rorer, or a majority of them, and their associates, and all persons

Corporators.

who may now, or hereafter, be holders of stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the name and style of the Keystone Hotel Company, with power to change title at pleasure, by consent of a majority of stockholders in interest, upon filing a certificate of such change of title with the auditor general, state treasurer, and the secretary of the commonwealth, duly certified by the president of said company, and attested by its corporate seal; to have perpetual succession, to be capable in law of suing and being sued, of having a common seal, and the same to alter and renew at pleasure, and to have, hold and receive, enjoy and take, either by absolute conveyance, in fee simple, or for any less estate, such real estate as may be necessary, and adapted to accommodate travelers, with lodging and board, and to conduct, manage and carry on the business of keeping the same, as and for hotel purposes, or may sell, or lease, the same, to any person, or persons, for the purpose of conducting, or carrying on the same: *Provided however*, That neither the said company, nor its lessees, shall be capable in law to receive, hold, or enjoy any license to sell spirituous liquors.

Name.  
Powers and privileges.

Real estate, &c.

Proviso.

SECTION 2. That the capital stock of said company shall be two hundred thousand dollars, with the privilege of increasing the same, from time to time, by resolution of the board, as in its opinion may be necessary for the business of the company; which capital stock shall be divided into shares of one hundred dollars each; said shares shall be held as personal property, and transferable as the by-laws may provide.

Capital stock.

Increase.

Shares.

Transfers.

SECTION 3. That the affairs of the company shall be managed by a board of five directors, to be elected at the first meeting of stockholders, and annually thereafter, by ballot, who shall continue in office until their successors are elected; shall elect a president from among themselves; fill any vacancy, in their number; three of them shall be a quorum for the transaction of business; and until other officers shall be duly elected, the persons named in the first section of this act shall be directors of said corporation.

Directors.

Election.

President.

Vacancies.

Quorum.

SECTION 4. That in the enactment of by-laws, election of officers and decision of all questions at the stockholders' meetings, each share of stock shall be entitled to one vote.

Votes.

SECTION 5. That it shall be lawful for any incorporated company to subscribe to the capital stock of this company, and any company so subscribing, and owning stock in said corporation, may be represented at the stockholders' meetings, and elections held by said company, by such person, or persons, as they may severally appoint for that purpose; and said company shall pay the commonwealth the usual tax upon its capital stock.

Corporations may be stockholders in.

Tax.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 987.

**An Act**

To incorporate the Delaware Coast Wrecking Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Commissioners.** That Richard S. Smith, John R. Wucherrer, Arthur G. Coffin, Thomas C. Hand, William M. Smith, Francis R. Cope, Edmund A. Souder, Henry C. Dallett, Junior, John S. Morton, Joseph M. Carson, S. Henry Norris and J. Hill Martin are hereby appointed commissioners, for receiving subscriptions to the stock of a company, to be called the Delaware Coast Wrecking Company, and who shall open books, in the city of Philadelphia, for that purpose, at such time and place as they may hereafter designate, by advertisement, to be previously given, twice a week, for two weeks, in two daily newspapers of said city; and said books shall continue open until two-thirds of the amount of the capital stock shall have been subscribed for, or the whole amount thereof, at the option of the commissioners; the said capital stock to consist of six thousand shares, at twenty-five dollars per share; five dollars on each share to be paid at the time of subscribing therefor, and the balance at such times, and in such instalments, as the board of directors may determine.

**Subscriptions.**  
**Name.**  
**Notice.**  
**Capital stock.**  
**Name.**  
**Privileges.**

**SECTION 2.** The name, style and title of the said corporation shall be the Delaware Coast Wrecking Company, by which name the subscribers shall have perpetual succession, shall be able to sue and be sued, plead and to be impleaded, in all courts of record and elsewhere, and shall have power to purchase, receive, build, hire, have, hold and enjoy, to them and their successors, any vessel, or vessels, to be propelled by sails, steam, or any other motive power, to be employed, for hire, in aiding, protecting and saving vessels and their cargoes, wrecked, or in distress, upon the high seas, on the coast of the United States of America, or in the various arms of the seas, and rivers running into the same, or in the towing of vessels and their cargoes, and the transportation of freight and passengers, on the river Delaware and bay, and its tributaries, with full power to make, purchase and hire such pumps, bells, anchors, hawsers and all other kinds of apparatus necessary, for the purpose of carrying on said business, and to purchase, have, hold and enjoy such real estate, as may be necessary, for the accommodation of said company, for the purpose of an office, for the storage of their wrecking apparatus, and for the protection and preservation of their vessels, and such vessels and their cargoes as may be saved and preserved by them, from loss, or damage, in the course of their



business, as well as such real estate as they may receive, in payment of any debt, or debts, due them, or that they may purchase, to secure the same, with full power to sell and dispose of the same, to any person, or persons, and for that purpose to make and execute all the necessary conveyances

SECTION 3. That the said company, or their agents, shall have full power, by parol, or by instruments in writing, to fix upon any, or such, rates of compensation, for the salvage, tonnage, or any other services rendered by them, in saving and preserving vessels and their cargoes, or any other property, wrecked, damaged, or in distress, as may be agreed upon, and to establish rates for towage of vessels, and the carriage of freight and passengers. Rates of compensation.

SECTION 4. The affairs of the company shall be managed by a board of directors, consisting of twelve persons, (stockholders thereof,) who shall be elected, annually, on the second Monday in January, of each and every year, commencing with the year next after that in which the company shall be organized; until which time the commissioners, named in this act, shall constitute the board of direction; and the said board shall have power to appoint such agents, and make such rules and regulations, as may be necessary for conducting the business of the company; the directors shall, at their first stated meeting, after their election, appoint a president, and a secretary and treasurer of the company, who shall be stockholders of the corporation, and who shall fill their respective offices until they shall be re-elected, or their successors chosen; no stockholder of this company shall, by reason thereof, be incompetent as a witness, in any suit, at law, brought by, or against, said corporation. Directors.  
Annual election.  
Commissioners to act as directors, &c.  
Agents.  
Regulations.  
Officers.  
Stockholders may be witnesses.

SECTION 5. In all elections for directors of the company, the votes of the stockholders shall be by ballot; each share of stock being entitled to one vote, to be voted in person, or by proxy; the board of directors may, at their first stated meeting, in January, of each and every year, declare such a dividend, out of the profits of the company, as may be deemed proper by them. Votes.  
Dividends.

SECTION 6. The capital stock of the corporation may, at any time, hereafter be increased, by the board of directors, six thousand additional shares, at twenty-five dollars per share, upon the consent, in writing, of a majority of the stockholders, holding a majority of the original stock, being first given. Increase of capital, relative to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

• DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 988.

## An Act

To incorporate the Western Savings Bank and Safe Deposit Company of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That George Shiras, Junior, Thompson Bell, E. M. Fulton, A. M. Brown, Thomas Ewing, A. M. Marshall and C. Beringer, and all other persons who shall hereafter become stockholders in the company incorporated, shall be a body corporate, by the name of the Western Savings Bank and Safe Deposit Company, and by that name shall have perpetual succession, and may sue and be sued, in any court whatsoever.

Name.

Privileges.

Purpose.

SECTION 2. That the purpose of this act is to organize an incorporated company, and to authorize them, as such, to receive money on deposit, and hold on deposit, in trust, estate, real and personal, including the notes, bonds, obligations and accounts of states and individuals, and of companies, and of corporations, and the same to purchase, collect, and adjust and settle, and also to sell and dispose thereof, in any market in the United States, or elsewhere, without proceeding in law, or equity, and for such price, and on such terms, as may be agreed on, between them and parties contracting with them.

Capital stock.

SECTION 3. The capital stock of said company shall consist of two thousand shares of stock, of the value of fifty dollars each, being one hundred thousand dollars; and the corporators, or a majority of them, named in the first section of this act, shall have power to open books for subscriptions, at such times and places as they may deem expedient; and when not less than one thousand shares shall have been subscribed, and fifty per centum thereon shall have been paid in, (active business shall not be commenced, however, until at least fifty thousand dollars have been paid on the capital stock,) the shareholders may elect five directors, to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors, so elected, of said company, when it shall have been organized, may and they are hereby authorized and empowered to have and to exercise, in the name and in behalf

Commencement of business.

Directors.

Rights and privileges.

Increase of capital.

of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to; which liabilities are no more than for the payment, to the company, of the sums due, or to become due, on the shares held by them; and should the capital stock, at any time, be increased, the stockholders, at the time of such increase, shall be entitled to a *pro rata* share

of such increase, upon the payment of the par value of the same.

SECTION 4. The principal office of the said company shall be in the city of Pittsburg; the directors shall be elected annually, by the stockholders, on the second Tuesday of February, and they shall elect, from their number, at the first meeting of the board after their election, a president and a vice president, and shall have power to elect a treasurer and a secretary, and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible as director, who is not a stockholder to the amount of twenty shares; at the annual, or special, meetings, a quorum shall consist of stockholders owning at least one-third of the capital stock.

Principal office.  
Elections.  
Officers.  
Agents, &c.  
Votes.  
Eligibility.  
Quorum.

SECTION 5. Ten days' notice shall be given, by publication, in two papers published in the city of Pittsburg, of the time and place of the annual election; which election shall be conducted by three stockholders, one of whom shall act as judge, and the other two as inspectors.

Annual election.

SECTION 6. The board of directors shall make all by-laws necessary for conducting the business of the company; which by-laws shall, at all times, be posted up in the place, or places, of business of said company, and accessible to all persons transacting business with them; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper, and under the penalty, in case of non-payment, as required of forfeiture to the company of such stock and all previous payments thereon; the said assessments to be made as the by-laws of said company shall direct.

By-laws.  
Unpaid stock.

SECTION 7. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-half of one per cent. on the sum required to be paid in, previous to the organization, in four equal, annual, instalments; the first payment to be made in one year after the payments of the capital stock shall be made; and, also, a like bonus on all subsequent payments, on account of the capital stock of said company, or any increase thereof, payable in like manner; and in addition to such bonus, shall pay a like tax upon dividends as is, or may be, provided by law.

Bonus.  
Tax on dividends.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 989.

## An Act

Relative to school taxes, in Mahanoy township, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the returns of unseated lands, by the collector of school taxes for Mahanoy township, Schuylkill county, for the year one thousand eight hundred and sixty-four, be and the same is hereby made as good and valid, and is declared to have the same effect, as if the same had been made at the time required by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 990.

## A Supplement

To an act, entitled "An Act to incorporate the Northern Coal and Iron Company," approved the twenty-seventh day of April, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers conferred by the act, to which this is a supplement, the said company may construct, or extend, their railroad, (a single, or double, track,) to any point on the Delaware, or Susquehanna, rivers, within the counties of Wayne, or Susquehanna, and are hereby vested with all and singular the rights, powers and privileges conferred by,



and made subject to all the restrictions contained in, an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and shall be entitled to all the rights, powers and privileges conferred by all the general laws of this commonwealth, relating to railroad companies: *Provided*, Said railroad and branches shall not exceed, in the aggregate, sixty miles in length: *And provided*, Said company shall not be authorized to engage in manufacturing of any kind, nor in the vending of merchandize of any description, nor to extend their road, or any branch thereof, below the borough of Scranton, in the county of Luzerne.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 991.

## An Act

Authorizing the Pennsylvania Salt Manufacturing Company to increase their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pennsylvania Salt Manufacturing Company is hereby authorized further to increase its capital stock, to any amount not exceeding, together with its present capital stock, the sum of one million of dollars, in shares of fifty dollars each, by opening books for subscription thereto, from time to time; such stock to be subject to the provisions of the seventh section of the general manufacturing law, of seventh April, one thousand eight hundred and forty-nine; the directors of said company may also, if they see fit, from time to time, declare dividends to their stockholders of earned profits, payable in scrip certificates, convertible into the stock of said company at par, when presented to the treasurer, in sums of fifty dollars:

## LAWS OF PENNSYLVANIA,

*Provided*, That the stock shall not be thereby increased beyond the amount hereinbefore mentioned.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 992.

## An Act

Relating to the Johnstown and Ashtola Tram-road and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions re-enacted.

That an act, entitled "A further supplement to an act to incorporate the Johnstown and Ashtola Railroad and Tram-road Company," approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, upon the payment of the enrolment tax, be and the same is hereby declared to be in full force, virtue and validity, from and after the date of its passage, as if the enrolment tax had been paid within the period prescribed by law: *Provided*, That the said enrolment tax shall be paid within three months after the passage of this act.

Proviso.

Certain errors corrected.

SECTION 2. That whereas, through clerical errors, the Johnstown and Ashtola Tram-road and Railroad Company is styled the Johnstown and Ashtola Railroad and Tram-road Company, in an act, entitled "An Act supplemental to an act to incorporate the Johnstown and Ashtola Railroad and Tram-road Company," approved February twenty-eighth, one thousand eight hundred and sixty-one, and, also, in an act, entitled "A further supplement to an act to incorporate the Johnstown and Ashtola Railroad and Tram-road Company," approved May fourth, one thousand eight hundred and sixty-four, each of said acts is hereby corrected, so as to read, Johnstown and Ashtola Tram-road and Railroad Company, and are hereby declared to be supplements to the act incorporating said company.

Special election authorized.

SECTION 3. That the subscribers to the capital stock of said company, or their assigns, or any three of them, are hereby authorized to hold a special election, within three months from

the approval of this act, at such time and place as they may appoint, by notice, to be published for at least two weeks, in one, or more, newspapers in the county where the books, for subscription to the stock of said company, were opened; and no failure, heretofore, to elect officers, or directors, or any other omission, or irregularity, of whatsoever kind, shall be taken, or construed, to work a forfeiture of the charter of said company, but the same is hereby declared to be in full force and virtue.

Notice. /

Failure to elect not to work forfeiture.

SECTION 4. That the directors shall have the right and authority to change, alter and re-locate the route of such portion, or portions, of the said tram-road, or railroad, as have been already constructed, in such manner as, to them, may seem needful, or advantageous, for reducing the grades and improving the route of said road, and shall have the right and authority to extend their road, or branches thereof, to such point, or points, in the adjoining county of Bedford, as to them may seem needful, or advantageous, and with the right to connect with any tram-road, or railroad, now made, or that shall hereafter be made, in the said county of Bedford, subject to the provisions of an act, entitled "An Act regulating railway companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the supplements thereto.

Change of route, relative to.

Grades.

Extension.

Branches.

Connections.

Subject to.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 993.

## An Act

Relating to the Altoona Coal and Lumber Company of Baltimore.

WHEREAS, The Altoona Coal and Lumber Company of Baltimore was duly incorporated, under the provisions of an act to encourage manufacturing operations in the commonwealth, approved April seventh, Anno Domini one thousand eight hundred and forty-nine, by letters patent, dated May thirteenth, Anno Domini one thousand eight hundred and sixty-five:

Preamble.

And whereas, For the purpose of carrying on the operations of said company, and for raising money therefor, the president and directors thereof did, on the first day of Janu-

ary, Anno Domini one thousand eight hundred and sixty-six, levy an assessment of twenty cents per share of the stock of said company, payable in instalments of five cents each, during the months of January, February, March and April, Anno Domini one thousand eight hundred and sixty-six :

*And whereas*, The stockholders have only partially responded to the payment of said assessment ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Preferred stock,  
relative to.

Certificates to  
be stamped.

Profits, how ap-  
plied.

When divi-  
dends may be  
realized.

When to take  
effect.

That all stock in said company, on which the said assessment may have been paid, in full, prior to May first, Anno Domini one thousand eight hundred and sixty-six, shall constitute a preferred stock, and shall be stamped as such, on the certificate of shares, so as aforesaid, paid on ; and all profits, earned by the said company, shall be applied, first, to the re-imbursement of the assessments paid upon said preferred stock, with interest from the time of making said payment ; and no dividend shall be realized, upon the balance of stock, in said company, until all stock assessed shall have been paid, with interest, in full.

SECTION 2. That the provisions of this bill shall take effect from and after its passage.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 994.

## An Act

To incorporate the Chambersburg Manufacturing and Building Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Corporators.

Name.

That Henry Shepler, John R. Turner, James A. Reside, J. Allison Eyster and Alexander K. M'Clure, their associates, successors and assigns, be and they are hereby created a body politic and corporate, under the name, style and title of the Chambersburg Manufacturing and Building Association, with



power to alter the same at pleasure, by which name they shall have perpetual succession, and enjoy all the privileges pertaining to a corporation, under the laws of this commonwealth. Privileges.

SECTION 2. The said association may hold, possess and enjoy, to them and their successors, any real estate in the county of Franklin, not exceeding one thousand acres, and not exceeding fifty thousand dollars in cash, and may, from time to time, sell, grant, demise, alien, lease, or dispose of the same, or any part thereof, in fee simple, or for any less estate, and may purchase, or sell, timber leave of any lands in said county, for the purpose of carrying on the business of the association; and the said association shall have authority to manufacture all kinds of lumber, and sell the same in any way, to the best advantage, and also to contract for the construction of buildings, and accept liens by mortgage, or judgment, for any portion, not exceeding one-half the cost of the building in any case: *Provided*, That the said association shall have the same rights as other mechanics, under the mechanics' lien laws of the state. Real estate, &c. Manufacturing and building privileges. Proviso.

SECTION 3. The capital of the association shall be fifty thousand dollars, in shares of fifty dollars each, with the privilege of increasing it to any sum, not exceeding one hundred thousand dollars, at any time, by a vote of a majority of the stock, at a meeting called for the purpose; and a bonus of one-half per cent. of the capital shall be paid to the state, in four equal payments. Capital. Bonus.

SECTION 4. The affairs of said association shall be managed by a board of five directors, to be elected annually, by the stockholders, at such time as the by-laws may direct; and the board of directors shall select one of their number to act as president; the directors shall adopt such by-laws as the interests of the association may require, subject to the approval of the stockholders; and the stockholders shall be individually liable for all debts due to workmen, laborers and mechanics in their employ. Directors. Election. President. By-laws. Individual liability.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 995.

*An Act*

To incorporate the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.

Title.

Privileges.

Seal.

First ward.

Second ward.

Third ward.

Fourth ward.

Fifth ward.

Sixth ward.

That the inhabitants, embraced and residing within the territorial limits of the township of Providence, the borough of Scranton, the borough of Hyde Park, and the borough of Providence, in the county of Luzerne, are hereby constituted a corporation and body politic, by the name and style of the city of Scranton, and by the same name shall have perpetual succession, and they and their successors, by such name, shall, at all times, forever, be able and capable, in law, to have, purchase, receive, possess and enjoy lands, tenements and hereditaments, liberties, franchises and jurisdictions, goods, chattels and effects, to them and their successors, forever, or for any other, or less, estate, and the same lands, tenements and hereditaments, goods, chattels and effects, by such name, to grant, bargain, sell, alien, convey, mortgage, pledge and encumber, or dispose of, at their will and pleasure; and by the said name shall be able and capable, in law, to sue, or be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in all courts of record and elsewhere, in all manner of suits, actions, complaints, pleas, causes, matters and things that to the said city, as a body politic and corporate, in law and in fact, shall and may appertain, and for that purpose shall have and use one common seal, and the same, from time to time, may change, deface and make anew.

SECTION 2. That the said city shall be and is hereby divided into twelve wards, as follows, to wit: All that part of the territory, within the present borough limits of the borough of Providence, lying north-east of Market street and the old road leading to Scranton, shall be and compose the First ward; all the remaining part of the territorial limits of said borough of Providence, being that portion lying south-west of said street and road, shall be and compose the Second ward; the territory lying within the present limits of the township of Providence, shall be and compose the Third ward; all that part of the territory within the present borough limits of Hyde Park, lying north-east of Jackson street and the road leading to Scranton, shall be and compose the Fourth ward; all that part of the territory within said borough of Hyde Park, lying south-west of Jackson street and said road, and west of the railroad track of the Lackawanna and Bloomsburg Railroad Company, shall be and compose the Fifth ward; all the remaining portions of the territory of Hyde Park, being that portion lying east of the said railroad track, and south of said road to Scranton, shall

be and compose the Sixth ward ; all that portion of the territory within the present limits of the borough of Scranton, lying north of Pine brook, shall be and compose the Seventh ward ; all that portion of the territory of said borough of Scranton, lying south of Pine brook, and north of the Roaring brook, between the Lackawanna river and Washington avenue, shall be and compose the Eighth ward ; all that portion of said borough of Scranton, lying north of the Roaring brook, and between Washington avenue and the south-easterly line of the borough of Scranton, except so much thereof as is included in the Tenth ward, hereinafter described, shall be and compose the Ninth ward ; all that portion of the borough of Scranton, bounded as follows, to wit : By Olive street on the south-west, Clay avenue on the north-west, the boundary line of said borough of Scranton on the north-east, and the boundary line of said borough on the south-east, shall be and compose the Tenth ward ; all that portion of the borough of Scranton, lying south of Roaring brook, between the Lackawanna river and Pittston avenue, shall be and compose the Eleventh ward ; all that portion of said borough of Scranton, south-west of Roaring brook, and south-east of Pittston avenue, shall be and compose the Twelfth ward of said city ; all elections in said city shall be held in the respective wards of the said city, to wit : For the First ward, at the Bristol house, kept by J. H. Robison ; for the Second ward, at the hotel kept by Frank Fuller ; for the Third ward, at the place now authorized by law for holding the elections for the township of Providence ; for the Fourth ward, at the hotel kept by Michael O'Meara ; for the Fifth ward, at Fellows hall ; for the Sixth ward, at the house kept by Edward Owens ; for the Seventh ward, at the house kept by Patrick Scanlon ; for the Eighth ward, at the Forest house ; for the Ninth ward, at the building occupied by Neptune engine company ; for the Tenth ward, at the house of William Stein ; for the Eleventh ward, at the Washington hotel ; for the Twelfth ward, at the house kept by Martin Lavelle ; and at the first election, under this act, and at all future elections to be held within the limits of the said city, the polls, in the respective wards, shall be opened, on the several days of elections, at eight o'clock A. M., and shall be closed at six o'clock P. M.

Seventh ward.

Eighth ward.

Ninth ward.

Tenth ward.

Eleventh ward.

Twelfth ward.

Places of holding elections.

Opening and closing the polls.

SECTION 3. That the freemen of each of the wards of the city of Scranton, citizens of this state, or of the United States, who have resided within the bounds of said city, at least one month, and within the ward where they vote, at least ten days immediately preceding the elections, and within one year paid a borough tax, except within the limits of the present township of Providence, hereinbefore designated as the Third ward of said city, in which they shall have paid a county tax, within one year, which taxes shall have been assessed at least ten days preceding the election, shall, on the first Tuesday of June next, meet in their respective wards, at the places hereinbefore designated for holding elections, and elect two persons, qualified to serve as members of the House of Representatives of this commonwealth, to be members of the common council, for said city, one of whom shall hold

Qualifications of voters.

Election.

Common councilmen.



Terms of office, &c.	his office for one year, and the other for two years, and annually thereafter, one person, in each of the wards, qualified as aforesaid, shall be elected member of the common council, to hold his office for two years; and also, at the said election shall elect one person, qualified to serve as member of the
Select councilmen.	Senate of this commonwealth, to be a member of the select council of said city; and the select council, so elected, shall be divided into three classes, four of whom shall hold their
Terms of office, &c.	office for one year, four for two years, and four for three years, their respective terms of office to be determined by lot, at their first meeting; and annually thereafter an election shall be held, in the wards where vacancies shall occur, to elect members of the select council, who shall hold their offices for
Proviso.	three years: <i>Provided</i> , That at all future municipal elections
Voters at future elections.	to be held, under this act, no person shall be entitled to vote who shall not have paid, within one year, a city tax; which tax shall have been assessed at least ten days preceding such
Duty of assessors.	election; and it shall be the duty of the assessors of the several boroughs and township, included within the limits of the said city, at any time ten days before the first Tuesday in June next, on the personal application of any person claiming to be assessed, within their proper ward, township, or borough, or claiming a right to vote therein, to enter the
Lists of taxables to be furnished inspectors and select council.	name of such person upon the list of taxables, in their office, or possession; and the said assessors shall make out copies of said list of names and surnames, of the white freemen and qualified voters, residing within their respective wards, townships, districts, or boroughs, and certify, sign and deliver, without alterations, or additions, one copy to one of the inspectors of said election, in each ward of said city within their respective districts, wards, township, or boroughs, on, or before, eight o'clock A. M., of the first Tuesday in June next; and it shall be duty of said assessors, within one week after the first election, under this act, to deliver one copy of said list of taxables to the select council elect, constituted, by this act, commissioners of said city; and it shall be the duty of said assessors, on entering the names of persons claiming to be assessed, as herein provided, forthwith to
City commissioners.	levy and assess, on such persons, except those between the age of twenty-one and twenty-two years, such an amount of borough tax, where they shall reside in either borough, or county tax where they shall reside in the township, as, by law, is levied and assessed on taxable inhabitants of like standing, or occupation, and give a certificate of such assessment to the
Assessment of taxes, relative to.	person, so assessed, and return his name, on the list of taxables, to the said city commissioners; and the collector shall, on the presentation of such certificate, receive said tax, and give a receipt for the same; and the said assessors shall be paid for the various duties, herein required, such sums as the city commissioners shall believe just and reasonable, computing their services at the same price allowed, by law, when employed in making assessments; and the decision of a majority of said commissioners, as to the amount to be paid for such services, shall be final and conclusive; and the said inspectors shall cause the list of taxables to be posted up, in a conspicu-
Duty of assessors.	
Compensation of assessors.	



ous place, at their respective election polls, on the opening of the same; to remain until the closing of the same, for the inspection of the public; and the said assessors, collectors and other officers, on whom are imposed duties at the polls, or otherwise, with reference to general, special, or borough, elections, shall perform the same with reference to the first election, under this act, so far as the same may be applicable, under like pains and penalties as are provided by law; and for the purpose of properly conducting said elections, the president judge of the court of quarter sessions of Luzerne county shall, at the April term of said court, next ensuing, appoint one judge and two inspectors of elections, for each of the wards, in the said city, from the qualified electors, residing in their respective wards, who shall be qualified, and shall conduct the first election, under this act, in the manner now provided, by law, for conducting municipal elections; and at the first general election, under this act, and annually thereafter, there shall be elected two inspectors and one judge of elections, who shall be elected and qualified, and shall perform the duties, in the several wards, of like officers, under the laws of this commonwealth; and when such election, to be had and held in pursuance of this act, shall be closed, and the number of votes for each candidate, or person, voted for, shall be counted and ascertained, the persons, herein authorized to hold and conduct such elections, or a majority of them, shall prepare and make, under their respective hands and seals, a return thereof, containing the names of each select and common councilmen elect, as the case may be, with the number of votes in favor of each of them, and shall, within twenty-four hours after the closing of each of the said elections, give notice, in writing, to each of the select and common councilmen elect, of their respective election to the office of select and common councilmen, as the case may be, and shall also deliver, or cause to be delivered, such return to the select council, or to the common council elect, as the case may be, at the times and places, in and by this act appointed for them respectively to meet and receive the same; and the said returns shall thereafter be deposited and preserved in the office of the clerk of the mayor's court; and that the said wards shall, after the passage of this act, be separate election districts for the general elections thereafter to be held.

SECTION 4. That the said select and common councilmen, elect, shall meet at such place, in said city, as the said council, each, for its own body, may, after the first election, agree upon, and afterwards, at such place as, by any ordinance duly passed, may be fixed for that purpose, between the hours of ten and twelve o'clock in the forenoon, on the Friday next following, each and every election of select and common councilmen, to be held in pursuance of this act, and shall then and there receive the returns aforesaid, and shall forthwith proceed to examine the same, and to judge and determine thereon; and for that purpose, and to the end and intent that this act, or the provisions herein contained, may not be ineffectual, the said select, or common, councilmen elect, as the case may be, who shall be elected and returned as aforesaid, or a majority

List of taxables to be posted at places of election.

Appointment of judges and inspectors of election, relative to.

First election.

Subsequent elections.

Return.

Notice to be given councilmen elect.

Wards to be separate election districts.

Place of meeting of councils.

Time of meeting.

Examination of returns.

- Quorum. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Councils to be judges of their own elections. of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- New elections, how conducted. SECTION 5. That each and every select and common councilman, who shall be elected, chosen and returned, in manner aforesaid, and whose election shall be as aforesaid approved of, shall, before he enters on the execution of his office, take a solemn oath, or affirmation, before the mayor, or recorder, of the said city, for the time being, well and faithfully to execute the office of a select councilman, or of a common councilman (as the case may be) of the said city, and shall thereupon, without any further, or other commission, enter upon the duties thereof, and shall hold and exercise the same, until the term of office therein shall expire, as directed in and by this act.
- Notice. SECTION 6. That the power of the corporation of the said city shall be vested in the said select and common councils, who shall, in common council assembled, have full power and authority to make, ordain, constitute and establish such and so many laws, ordinances, regulations and constitutions: *Provided*, The same shall not be repugnant to the laws and constitution of the United States, or of this commonwealth, as shall be necessary, or convenient, for the government and welfare of the said city, and the same to enforce, put in use and execution, by constables and other proper officers, and at their pleasure to revoke, alter and make anew, as occasion may require: *Provided*, The same shall be approved by the mayor, or passed by a vote of two-thirds of each branch of the city councils; and the said select and common councils shall, as soon as practicable after an organization has been effected under this act, and tri-annually thereafter, and as often as vacancies shall occur, nominate and appoint one assessor of taxes and such assistants as may, from time to time, become necessary for the said city, who shall perform the duties within the limits of said city, and with reference to the select council herein constituted commissioners, as like officers are required to do under the laws of this commonwealth.
- Councilmen to be sworn. SECTION 7. That all laws, ordinances, regulations and constitutions made, ordained and established by the said councils, shall, within thirty days from and after their being severally passed, ordained and established, be published in one, or more, of the public newspapers in the said city.
- Term of office. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Powers and duties of councils. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Ordinances. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Proviso. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Proviso. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Assessors and assistants. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Their duties. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.
- Ordinances, &c., to be published. of them, who shall be a quorum for all business, shall be judges of their own elections, and shall have full power and authority to approve thereof, or set aside the same, or afterwards, to vacate the seat of any member for misbehavior, neglect of duty, or other misdemeanor, and to order new elections, as the law may require, to be held at such time as shall be by such council, respectively, appointed; of which they shall give at least six days previous notice, in one, or more, of the public newspapers printed in the said city; which elections shall be held by the persons, herein authorized to conduct and hold the annual elections of said city, who are hereby enjoined to do and perform the duties herein required of them, at such special, or occasional, elections, and to make return of such election, in manner as aforesaid, and so in like manner, as often as occasion may require, upon the death, or resignation, of a member, or members of either of the said councils.

SECTION 8. That the doors of the respective halls of the said select and common councils shall be kept open for the admission of all peaceable and orderly persons, who shall be desirous of being present at the discussion of any by-laws, ordinances, rules, or regulations, for the welfare and government of the said city. Councils to sit with open doors

SECTION 9. That the citizens of the said city, qualified as aforesaid, shall, at the first election provided for by this act, and tri-annually thereafter, elect one citizen of the commonwealth, who shall have resided within the limits of the said city at least five years, for mayor of the said city; at the first election, and tri-annually thereafter, one citizen of the commonwealth, who shall have resided within the limits of the said city at least three years, for clerk of the mayor's court; at the first election, and tri-annually thereafter, one citizen of the commonwealth, who shall have resided within the limits of the said city at least three years, and have been a practicing attorney, at least one year before his election, for district attorney, to prosecute the pleas of the commonwealth, in the said mayor's court; at the first election, and annually thereafter, one citizen of the commonwealth, in each ward of the said city, who shall have resided within the limits of the said city at least two years prior to their election, to be constables; at the first election, and annually thereafter, one citizen of the commonwealth, who shall have been resident within the limits of the said city, at least one year before the time of his election, for treasurer of the said city; at the first election, and once in five years thereafter, the citizens of each ward shall elect one citizen of the commonwealth, who shall have been resident within the limits of the said city, at least one year before the time of his election, for alderman of the respective wards: *Provided*, That the justices now in commission, and acting as justices of the peace, within the limits of the said city, shall continue to exercise their said offices, to be denominated alderman of the respective wards where they reside; and that no election for alderman of the said ward shall take place until the commissions of the said justices shall expire; at the first election the qualified electors of the said city shall elect three persons, qualified to be electors, for auditors of the accounts of the officers of the said city, and the expenses of the corporation; and the auditor elect, who shall receive the greatest number of votes, shall hold his office for three years, and the one who shall receive the next highest number shall hold his office for two years, and the one who shall receive the smallest number of votes for one year; and at all future elections there shall be one person, qualified as aforesaid, elected auditor, who shall hold his office for the term of three years; at the first election, and tri-annually thereafter, the qualified electors of said city shall elect one person, who shall have been a resident of said city at least three years immediately preceding his election, to be styled marshal of the city of Scranton, who shall take the oath prescribed for sheriffs of the several counties of this commonwealth, and who shall give bail, with at least two sureties, to be approved of, as hereinafter provided, in the sum of ten Mayor. Clerk of mayor's court. District attorney. Constables. Treasurer. Aldermen. Proviso. Auditors. Marshall. Oath. To give bond.



Powers and duties.

thousand dollars, to the commonwealth, conditioned, as sheriffs' bonds are now, by act of assembly, conditioned, and whose duty it shall be to serve and execute all process, issuing out of the said mayor's court, required to be served and executed by a sheriff, and to carry into effect the sentences and judgments of the said court, in all such cases as the sheriff is bound to do, under any order, process, sentence, or judgment, of the county courts of quarter sessions,oyer and terminer, and common pleas, and to take and receive into his custody the body, or bodies, of any and all persons who may be committed to the lock-up house of the said city, until lawfully discharged therefrom, and to receive, and keep in safe custody, in the lock-up house of the said city, until lawfully discharged therefrom, any person, or persons, who may be committed, by virtue of lawful process, from the mayor, recorder, or aldermen, of the said city, in the same manner, and under the same penalties, as if he, she, or they, had been committed by the court of quarter sessions, or any judge thereof; and all neglect of duty, or wilful misbehavior, in the said marshal, or the keeper of said lock-up house, towards such prisoners, or any of them, shall be and the same is hereby made cognizable and punishable, in the mayor's court of the said city, in the same manner, and under the same penalties, as the same offences would be punishable in the court of quarter sessions, within its jurisdiction.

Penalty for wilful misbehavior

Jurors, selection of, relative to.

SECTION 10. That the marshal, at the expense of the said city, shall provide a wheel for the names of jurors, for the trial of causes, in the said mayor's court; and as often as may be necessary, the said marshal, assisted by a majority of the select councilmen and mayor of the said city, shall select, deposit in said wheel, and draw therefrom, as occasion may require, grand and traverse jurors, for the trial of causes aforesaid, in the same manner, and with the like restrictions, and under the like sanctions and penalties, as is provided by the laws of this commonwealth, in such cases.

Certain officers to give security

SECTION 11. That the several officers, provided for by this act, who, by the laws of this commonwealth, are required to find sureties for the faithful performance of their several trusts, shall, before entering thereon, give security, in the same amount, and in like manner, that similar officers are now required to; and that the same security shall be approved by the mayor, or recorder, and filed with the clerk of the mayor's court.

Approval.

Mayor's duties.

SECTION 12. That it shall be the duty of the mayor to preside in the mayor's court, in the absence of the recorder, to promulgate the by-laws, rules and ordinances of the corporation, and specially to attend to the due execution and fulfilment of the same; and he shall be entitled to receive, hold and enjoy all the emoluments, which, by the laws and ordinances of the corporation, may hereafter be annexed and attached to the office of mayor; and the mayor elect shall take a solemn oath, or affirmation, before the recorder of the said city, for the time being, well and faithfully to execute the office of mayor of said city, and shall thereupon enter upon and perform the duties of the said office, without any further,

Emoluments.

Oath.



or other, commission, and shall continue in office until a suc-  
cessor shall be duly elected and qualified; and in case of the  
death, resignation, or removal, of the mayor, or other va-  
cancy in the said office, such vacancy shall be filled by a new  
election, for the remainder of his term of office, by the said  
councils, within ten days thereafter; and at least five days'  
notice shall be given, in one, or more, of the public newspa-  
pers of the said city, of the time of holding the same.

Term of office.

Vacancy, how  
filled.

SECTION 13. That each and every mayor and alderman of  
the said city, who shall misdemean himself in office, shall be  
liable to be removed from office, in the same manner that jus-  
tices of the peace are, by the constitution and laws of this  
commonwealth, removable for misconduct in office.

Removal of cer-  
tain officials for  
misconduct,  
relative to.

SECTION 14. That the said mayor, recorder and alderman,  
or any three of them, whereof the mayor, or recorder, for the  
time being, shall be one, composing and holding a mayor's  
court, shall have full power and authority, and they are hereby

Mayor's court.

Powers of.

vested with full power and authority, to inquire of, hear, try  
and determine, agreeably to the laws and constitution of this  
commonwealth, all forgeries, perjuries, larcenies, assaults and  
batteries, riots, routs and unlawful assemblies, and all other  
offences, which have been committed, or shall be committed,  
within the said city, which would be cognizable in any county  
court of quarter sessions of the peace of, or for, any county,  
in this commonwealth, had the same offences, or any of them,  
been committed within any such county, and to punish all  
persons, who shall be convicted of the same offences, or any  
of them, agreeably to the laws of this commonwealth; and  
also to inquire of, hear, try and determine all offences, which  
shall have been committed, within the said city, against any  
of the laws, ordinances, regulations, or constitutions, that  
shall be made, ordained and established, in pursuance of this  
act, and to punish the offender and offenders as by the said laws,  
ordinances, regulations, or constitutions, shall be prescribed,  
or directed; also, to impose fines on jurymen and others, ac-  
cording to law, and levy the same, and to award process, take  
recognizances, for keeping of the peace, for being of good  
behavior, and for appearance, or otherwise, or to commit to  
prison, as occasion shall lawfully require, without being ac-  
countable, to the commonwealth, for any fines, or amerce-  
ments, to be imposed for the said offences, or any of them,  
except such as are, or shall be, by law, made payable into  
the state treasury, for offences against this commonwealth,  
and shall have full power and authority to issue process on all  
recognizances forfeited in said court, and to prosecute the  
same to final judgment and recovery, as effectually as the  
courts of common pleas may, or can do, and generally to do  
all such matters and things, within the said city, as any court  
of quarter sessions of the peace of and for any county, within  
this commonwealth, may, or can do, within any such county;  
and to the ends and intents, and for the purposes aforesaid,  
and for such other ends, intents and purposes as are, in and  
by this act, declared, or mentioned, the said mayor, recorder  
and aldermen, or any three of them, whereof the mayor, or  
recorder, for the time being, shall be one, shall have full power

Offences cogni-  
zable before.

Fines.

Recognizances.

To hold a court of record four times in each year.	and authority, and they are hereby vested with full power and authority, to hold and keep a court of record, within the said city, four times, in each year, to continue one week, each, to wit : The first week in February, the first week in June, the first week in October, and the first week in December, and
Terms.	adjourned courts as often as the business of the said court may require, by the name, style and title of the mayor's court
Adjourned courts.	for the city of Scranton, for the enquiry, hearing, trying and determining of the places and matters aforesaid, and for the punishing of those, who shall be found guilty thereof, and for the causing all encroachments, in the streets and side-walks of said city, and all nuisances, to be removed, and for the punishing of offenders as the laws and usage, in such cases, require, and for the doing and performing all such other matters and things as are, in and by this act, made cognizable, by them, or any of them ; and all costs accruing, in criminal cases, in the said court, and for which, in the court of quarter sessions, the county would be liable, shall be paid out of the city treasury : <i>Provided</i> , That the recorder shall preside at all jury trials, in said court.
Title.	
Powers and duties.	
Costs, how paid.	
Proviso.	
Civil jurisdiction of mayor's court.	SECTION 15. That the mayor's court for the city of Scranton shall have original civil jurisdiction, to the same extent as is conferred, by law, upon the court of common pleas of Luzerne county, in all cases where the defendant shall reside within the limits of said city, and also, of all amicable actions, where the parties shall, by writing, institute the same in said court ; and the remedies, processes, pleadings and costs, in such cases, shall be similar to like proceedings in the court of common pleas of said county ; and the said mayor's court shall also have the same chancery powers and jurisdictions as are now, by law, vested in the courts of common pleas ; and shall also have the same power and jurisdiction, within the limits of the said city, as is now conferred, by law, upon the orphans' court of Luzerne county : <i>Provided</i> , That nothing in this act shall be construed to prevent the removal of any suit, or action, brought in the courts of said city, to any county to which such suit, or action, could be removed, if the same had been brought in the courts of Luzerne county : <i>And provided further</i> , That transcripts of all judgments, liens, and mechanics' liens, obtained, entered and filed, in the said mayor's court, shall be filed and entered among the records of the court of common pleas of Luzerne county, to have the same force and effect as though the proceedings had originally commenced in said court of common pleas ; otherwise, to have no effect as liens.
Forms of procedure, &c.	
Chancery powers.	
Proviso.	
Proviso.	
Power of recorder in civil cases.	SECTION 16. That all proceedings in the civil side of the said court may be had before the recorder alone ; but on the criminal side the mayor, or one alderman, shall be present.
Appeals from judgments of aldermen, relative to.	SECTION 17. That the jurisdiction of the mayor's court of said city shall extend to and embrace all appeals, in civil cases, from the judgments of justices of the peace and aldermen of the city of Scranton, and that they be removed, heard, tried and determined, in the same manner, and under the like provisions and restrictions, as is provided, by the laws of this commonwealth, for cases of appeals to the court of common pleas, for such justices and aldermen : <i>Provided</i> , That no alderman
Proviso.	



shall be permitted to sit on the trial of any case, where the appeal is taken from his decision.

SECTION 18. That appeals, taken from the judgments of justices of the peace, or aldermen, as provided for by any of the preceding sections of this act, and the several actions, made cognizable in the mayor's court, by the preceding sections, shall be heard, tried and determined by the same jurors who shall, according to the provisions of this act, be empaneled and returned to try the several cases, as issued in the mayor's court of the said city; and in case the panel should become exhausted, by the challenges allowed by the practice of the courts of this commonwealth, in like cases, then, and in such case, talesmen may be called by the clerk of the said court, to supply the deficiency, or deficiencies.

Appeals, &c., to be tried by jurors.

Talesmen.

SECTION 19. That all appeals from the judgments of justices of the peace, and all actions and prosecutions, both criminal and civil, made cognizable by the said mayor's court, by the provisions of this act, and which shall be pending and undetermined, in the courts of common pleas and quarter sessions of Luzerne county, at the passage of this act, may, at the election of both plaintiffs, or prosecutor and defendant, or defendants, be transferred to the mayor's court of said city, and shall be proceeded in, in like manner as if the appeal had been originally taken to, or the actions, or prosecutions had been originally brought in said court, except that the fees on the same, due to officers of the county of Luzerne, when recovered by the clerk of the mayor's court, or by the sheriff, shall be paid to them; and it shall be the duty of the prothonotary, or clerk of the courts of Luzerne, on application of both the plaintiff, or prosecutor, and the defendant, or defendants, to give a certified copy of the docket entries, and the proceedings which may have taken place in any suit, or prosecution, so intended to be transferred as aforesaid, which shall be delivered to the clerk of the mayor's court, and filed and entered in a docket, or dockets, furnished by him for that purpose; the expense of said certificate to be paid by the party applying for the same: *Provided*, That the clerk of the mayor's court shall receive the like fees and emoluments, as the prothonotary, or clerk of the quarter sessions, are entitled to receive for similar services.

Certain appeals, &c., may be transferred to mayor's court.

Proceedings thereon.

Fees of certain officers, how paid.

Prothonotary of Luzerne county to certify docket entries.

Duty of clerk of mayor's court, relative to.

Proviso.

SECTION 20. That the parties to any civil suit, pending in the said mayor's court, may arbitrate the same, in like manner and with like effect, and subject to the same rules, regulations and restrictions, and with the same rights of appeal, as if the same were pending in the court of common pleas.

Arbitrations.

Appeals.

SECTION 21. That if any person, or persons, shall find him, her, or themselves, aggrieved, by any judgment of the said court of record, it shall and may be lawful for the party, or parties, so aggrieved, to sue out and obtain his, her, or their, writs of error, which shall be granted, in like manner, and under the same regulations and restrictions, as other writs of error, in similar cases are, or may be, granted, and made returnable, in the Northern district of the supreme court of this commonwealth, and shall be proceeded in under the same rules and regulations: *Provided always*, That when any such

Writs of error.

Returnable to Northern district of supreme court.

Proviso.

judgment shall be reversed, or affirmed, it shall and may be lawful for the said mayor, recorder and alderman, and their successors, to proceed to execution, or otherwise, as shall, according to law, appertain.

Fugitives from justice, &c., relative to.

SECTION 22. That to the end and intent that such persons as may be indicted and outlawed, for felonies and other offences, supposed by such indictments, or outlawries, to have been committed within the said city, and who shall dwell, remove, lurk, or be received, without the bounds and limits of the said city, may be brought to justice, the mayor, or recorder, of the said city, for the time being, shall and may, as often as occasion may require, issue his writ, or writs, of *captas* to the sheriff of Luzerne county, or his deputy, who are hereby authorized to execute the same, and make returns thereof to the said mayor, or recorder.

Capias to issue to sheriff of Luzerne county.

Duty of constables relative to warrants of arrest.

SECTION 23. That it shall be lawful for any constable, or constables, of the said city, to whom any warrant, under the hand and seal of the said mayor, recorder and alderman, or justice, or any of them, shall be delivered, commanding him, or them, to take any person, or persons, who shall have been charged with having committed any offence, within the said city, to take such person, or persons, and to bring him, her, or them, before the said mayor, recorder, aldermen, or justices, or any of them, and he and they are hereby enjoined and required to execute the same, by making the arrest, if the same can be done at any place within the county of Luzerne, and by bringing such offender, or offenders, before the said mayor, recorder and alderman, or justices, or any of them.

Subpœnas to witnesses.

SECTION 24. That it shall and may be lawful for the said mayor, recorder, aldermen and justices, before whom any complaint, indictment, plea, or matter, of a criminal, or civil, nature, within his, or their, jurisdiction, shall be made, or depending, to issue their subpœna, in common form, to any person, or persons, within this commonwealth, commanding him, or them, to appear and give evidence therein; and every person to whom the same shall be directed, and on whom service thereof shall be duly made, shall attend accordingly, and give evidence, under such pains and penalties as are, in such cases, prescribed by the laws of this commonwealth.

Select councilmen to act as city commissioners.

SECTION 25. That the select councilmen, herein provided for, shall also discharge the duties of commissioners of the said city, who shall perform the duties pertaining to the office of county commissioners of the several counties of this commonwealth; and that within five days after their election, as select councilmen, they shall appoint one of their number to be commissioners' clerk, who shall, from the time of his appointment, and while he holds the office of commissioners' clerk, have no voice, or vote, in the deliberations of said board of commissioners; and that while actually engaged as such commissioners and clerk, they shall receive, out of the funds of the said city, one dollar per day, each, for their services.

To appoint a clerk.

Compensation of commissioners.

Jurors and witnesses, compensation of.

SECTION 26. That jurors drawn and in attendance, for the trial of causes in said mayor's courts, shall receive only one dollar per day; and witnesses, subpœnaed, and in attendance,



on the trial of causes, or before the grand jury, in said court, if they reside within the limits of the said city, shall be entitled to receive only one dollar per day; and in neither case shall they be entitled to traveling expenses.

**SECTION 27.** That William H. Jessup, of Susquehanna county; Col. F. Young, of Wayne county, and John C. Phelps, of Wilkesbarre, Luzerne county, shall be and they are hereby appointed commissioners, whose duty it shall be to provide, at the expense of the said city, a suitable building, or rooms, for the holding of the mayor's court, and rooms for the meeting of the councils, until a suitable building, or buildings, can be erected and furnished, for the uses and purposes aforesaid; and as soon as practicable after the first election, under this act, the said commissioners, in this section appointed, shall select and purchase, in the name of the said city, an eligible site for a city hall and lock-up house, for the said city; and any agreement made by said commissioners, for the purchase of said site, shall be binding upon said city; and the said commissioners, when they shall have performed the respective duties, aforesaid, shall make their report to the select and common councils of said city, which shall be published in two of the newspapers of the said city; and as soon as practicable after the report of said commissioners, the select council of said city, acting as city commissioners, shall cause to be erected, upon the site so selected, a suitable building, or buildings, for the holding of the mayor's courts, for the meetings of the select and common councils, and for jury rooms, with a fire-proof vault, for the preservation of the records of said court and other records of said city, and also, for a city prison, or lock-up house, to be done at the expense of said city: *Provided*, That the whole cost and expense of the buildings and site shall not exceed the sum of twenty thousand dollars; and for the purposes, aforesaid, the said city commissioners are hereby authorized to borrow money, on the credit of the said city, to an amount, not exceeding twenty thousand dollars, and to pledge the stock of the said city, under its corporate seal, and to mortgage the building, or buildings, aforesaid, to secure the payment of the interest and principal of said loan: *Provided*, That said money may be borrowed at a rate, not exceeding seven per centum per annum: *And provided*, That said loan shall not be taxable for state, county, or local, purposes.

Commissioners of public buildings.

Duty of.

To purchase site for city hall and lock-up.

To report to councils.

Duty of city commissioners relative to construction of public buildings.

Proviso.

Cost and expense, relative to.

Loan authorized.

Proviso.

Proviso.

**SECTION 28.** That until the lock-up house, aforesaid, shall be completed, all prisoners who would, by the provisions of this act, be liable to be committed to prison, and held in custody, shall be committed to the jail of Luzerne county; and it is hereby made the duty of the sheriff, or jailor, of Luzerne county, to receive the same, and to hold them in safe custody, until discharged according to law, or until their personal presence shall be required, in the said mayor's court for trial, or otherwise; and in all such cases, the said sheriff, or jailor, of Luzerne county, shall surrender such prisoner, or prisoners, upon the order of the recorder of the said city, certified under the hand and seal of the clerk of said mayor's court.

Until lock-up is completed, prisoners to be confined in Luzerne county jail.

Jurisdiction of aldermen in civil cases. Fees and costs. Appeals.

SECTION 29. That the aldermen of the said city shall have the same jurisdiction in all civil cases, as justices of the peace of the county have, and shall proceed therein, in like manner, for the like fees and costs, and with the like powers and authorities, and under and subject to the like rules, regulations and restrictions, and to the like means, process and execution, as in cases of debt, or other demand, or in case of damage, trespass, trover and rent, before any justice of the peace, within this commonwealth, with the like appeal, by the party aggrieved, to the mayor's court of the city of Scranton.

President judge of the Eleventh judicial district to be recorder of the city. Powers of. Compensation.

SECTION 30. That the president judge of the Eleventh judicial district of this commonwealth, or that district of which the county of Luzerne shall constitute a part, shall be recorder of said city, and shall have power to issue writs of *habeas corpus*, in all cases of insolvent debtors, and in criminal cases, made cognizable in the mayor's court of said city; and the said recorder shall annually receive one-half out of the state treasury, and one-half out of the treasury of the said city, the sum of five hundred dollars, to be paid quarterly, as a compensation for his services.

Acknowledgment and probate of deeds, &c., relative to.

SECTION 31. That the mayor, recorder and aldermen, or any of them, shall and may take and receive the acknowledgment and probate of all deeds and written instruments, and receive the legal fees therefor; which acknowledgments and probates shall be as valid, have the like force and effect, as if the same were acknowledged before a judge of the supreme court, or any judge of the court of common pleas, or justice of the peace, within this commonwealth.

Licenses to innkeepers, &c., how granted.

SECTION 32. That it shall and may be lawful for the mayor's court, the recorder being present, from time to time, to permit and license so many inns and taverns and beer houses, and for other purposes for which licenses are grantable, by the laws of this commonwealth, within the said city; and the court of quarter sessions of Luzerne county shall no longer exercise jurisdiction, in granting licenses, for the purposes aforesaid, within the limits of said city.

Councils may authorize appointment of officers for good government of the city.

SECTION 33. That it shall and may be lawful for the select and common councils, when duly assembled, from time to time, by any ordinance duly enacted, to vest in the mayor of the said city, for the time being, the appointment of such officers, within the said city, as they may think expedient, for the well ordering and governing the same, and to remove the same from such offices, or appointments, for misbehavior, or otherwise, as may be necessary; which officers shall take an oath, or affirmation, before the said mayor, or recorder, or aldermen, well and faithfully to perform the duties of the offices, or appointments, to them respectively committed; and the said councils may require security to be given, by such officers, or any of them, and prescribe the sum, and the form in which said security shall be given; and the said officers and their sureties may be sued, and recovery had, against them, in the city court, for breach of official duty, or delinquency in paying over any moneys, collected by them, under criminal, or civil, process, issued by the mayor, recorder, or any alderman of

Oath required.

Security.



the said city ; and for the recovery of fines, forfeitures and penalties, debts and other demands cognizable, in the city courts, the ordinary forms of law shall be pursued, in the process, judgment and the several kinds of execution as if the same were made cognizable, and recoverable, in the courts of the county ; and all officers and jurors of the said city shall be competent to hear, try and determine all matters and things within their jurisdiction, and all citizens to give testimony, notwithstanding any fine, or penalty, be made payable for the use of the said city.

Competency of jurors, witnesses, &c., in certain cases.

SECTION 34. That no alderman of the said city, or any person, holding an office of trust, or profit, under the laws of this commonwealth, or the ordinances of the select and common councils, the emolument whereof is paid out of the treasury of the said city, shall be competent to serve as a member of the select, or common councils.

Incompetency of certain persons to serve as councilmen.

SECTION 35. That the said select and common councils shall, once in every year, cause to be published a just and true account of all moneys which shall have accrued to them, in their corporate capacity, during the year preceding such publication, and also, of the disposition thereof.

Receipts and expenditures of city moneys to be published annually.

SECTION 36. That as often as any doubts shall arise, touching this act, the same shall, in all courts of law and equity, and elsewhere, be construed and taken most favorably for the said corporation : *Provided*, That this act and the powers and authorities herein vested, in the said city, shall not be impaired, affected, defeated, or destroyed, by any neglect, or omission, to elect, or appoint, all, or any, of its officers, at the times allotted for the same ; and in case of any such defect, or omission, the mayor and aldermen of the said city, or a majority of them, shall, forthwith, take all necessary measures to cure and supply such defects and omissions, giving due notice thereof, in the public newspapers of the said city.

Construction of provisions hereof. Proviso.

SECTION 37. That before judgment, in any civil case, shall be entered by the clerk of the said mayor's court, upon the verdict of a jury, the successful party shall pay, to the treasurer of said city, a jury fee of four dollars, which shall be taxed and paid with the other costs in the case ; and that all judgments, obtained in the said mayor's court, shall be a lien upon the real estate of the person, or persons, against whom said judgment was entered, situate within the bounds of the said city ; but before such judgment shall be a lien upon the real estate of the defendant, or of him, his, or them, against such judgment shall have been obtained, situated without the limits of the said city, the party wishing to obtain such lien shall procure, from the clerk of the mayor's court, a certified transcript of the same, containing the names of the parties, and the date and amount of the said judgment, which it shall be the duty of the prothonotary of Luzerne county to enter of record, for the fee of twenty-five cents ; and from such entry the said judgment shall be a lien upon the defendant's real estate, within the county of Luzerne, in like manner as if the same had been originally obtained in the court of common pleas of Luzerne county ; and as often as the same should

Jury fee to be paid before entry of judgment in mayor's court. Costs.

Judgment to be a lien on real estate of defendant, within the city limits.

Lien on property outside the city, how obtained.

Revival of judgments, relative to.	require to be revived, proceedings shall, at the instance of the plaintiff, be had for that purpose, in the said mayor's court, in the same manner, and with like effect, as if the same had not been removed by transcript; and whenever, and as often as the plaintiff shall require execution of his said judgment, it shall be the duty of the clerk of the said mayor's court to issue writs of execution, in like form, and with like effect, as now in practice in the courts of common pleas of this commonwealth, including the costs of the entry of the transcript, if satisfied of such entry.
Execution.	
Clerk of mayor's court authorized to enter judgments on bonds, notes, &c., containing warrants of attorney.	SECTION 38. That it shall be lawful for all persons holding bonds, penal, or single bills, notes in writing, or any writing obligatory, wherein is contained a confession of judgment, or which may be accompanied by authority to any other person, or persons, to confess judgment thereon, to file the same with the clerk of the said mayor's court, whose duty it shall be, for the usual fees now allowed prothonotaries for similar services, to enter the same of record, in like manner as they are now entered in the court of common pleas of Luzerne county; and from the time of such filing, or entry, such judgments shall be a lien upon all the real estate of the defendant, or defendants, situate within the bounds of the said city; but for the purpose of acquiring a lien upon the lands and tenements of the defendant, or defendants, situated without the limits of the said city, the plaintiff shall procure, from the clerk of the mayor's court, a similar transcript to that directed in the case of judgment entered upon the verdict of a jury, which it shall be the duty of the prothonotary to enter, on the application of the plaintiff, or his attorney, for the fee of twenty-five cents; and from and after such entry, the same judgment shall be a lien upon all the defendant's real estate, situate within the county of Luzerne; and the plaintiff, or plaintiffs, on such judgment, shall be permitted to proceed, by execution, or otherwise, in the said mayor's court, for the recovery of such judgments, in the same manner, and with like effect, as in the case of executions issuing out of the court of common pleas of Luzerne county: <i>Provided</i> , That in no case shall the real estate of the defendant, situate without the limits of the said city, be levied upon, or sold, by virtue of any writ issuing out of the said mayor's court.
Fees.	
Lien of judgment so entered, relative to.	
Execution.	
Proviso.	
Mechanics' liens, &c.	SECTION 39. That all mechanics' liens, and liens for material furnished, in the erection of buildings, provided for and allowed by the existing laws of this commonwealth, where the building, or buildings, against which the said lien is, or shall be claimed, is situated within the bounds of the said city, shall be entered by the clerk of the mayor's court for the fee now provided, by law, in a book, to be provided by him for that purpose; and all and every such lien, or liens, shall be proceeded on, in the said mayor's court, to judgment and final execution, in the same manner, to all intents and purposes, and with the like effect, as if the same had been entered in the prothonotary's office, and proceeded on in the court of common pleas of Luzerne county; and that the fees of all officers, connected with the administration of justice, in the
How entered.	
Judgment and execution.	
Fees of officers connected with mayor's court.	



said mayor's court, and under the corporate authority of the said city, not herein fixed, shall be the same as provided by the laws of this commonwealth, for similar services, so far as the same may be applicable, and apply to officers without the city and county of Philadelphia.

SECTION 40. That judgments in the said mayor's court shall be a lien upon lands lying within the said city; and such lands are hereby made liable to execution, upon writs issuing out of the said mayor's court, in like manner as if the same were issued out of the court of common pleas of Luzerne county; and all the laws of this commonwealth, in relation to execution process, in the several courts of common pleas, shall be in force, in relation to such process, from the said mayor's court.

Lien of judgments.

Execution.

SECTION 41. That the records of all judgments of the courts of common law jurisdiction, and of all aldermen and justices of the peace of the commonwealth, shall, when duly authenticated, be admitted to record, in the said mayor's court, and shall, thereupon, have all the incidents of judgments, in said courts; and the record of any judgment, in said mayor's court, in like manner duly authenticated, shall, upon application to the proper officer of any of the courts of record, in this commonwealth, be entered of record therein, and, thereupon, have all the force and incidents of a judgment regularly obtained, in any of said courts; and all *certioraries* to, and appeals from, the judgments of the aldermen and justices of the peace of said city of Scranton, may be heard, tried and determined, in and by the said mayor's court.

Records of certain judgments, duly authenticated, to be admitted to record in mayor's court.

Records of judgments of mayor's court, authenticated in like manner, to be entered of record in certain other courts.

SECTION 42. That hereafter all taxes, within the said city of Scranton, shall be collected by the city authorities, and at the expense of the said city; and all county taxes, assessed and collected within the limits of said city, together with the taxes uncollected, within the same, for the year one thousand eight hundred and sixty-six, shall be collected for the use of said city, and paid into the treasury thereof; and said city shall not be required to pay any sum of money to the county of Luzerne, in lieu of county taxes.

City taxes.

County taxes.

SECTION 43. That all fines, penalties, recognizances, or other rights to money, which may arise in said mayor's court, or upon proceedings issuing out of it, shall belong to, and may be received by, said city, in like manner as the same matters, arising in the courts of any county, would belong to such county.

Fines, penalties, &c., how collected and applied.

SECTION 44. That the clerk of the mayor's court, for the city of Scranton, shall demand and receive, for the use of the commonwealth, the like taxes on the entry of judgments, and the issuing of writs, as are now received by the prothonotary of Luzerne county; and the provisions of all acts of assembly, relative to such taxes, are hereby extended to the taxes thus received.

Tax on writs and judgments of mayor's court.

SECTION 45. That in case of the death, resignation, or removal, of the recorder of the said city, or in case of any other vacancies occurring in the said office, such vacancy shall be filled by a new election, to be appointed by the select and

Vacancy in office of recorder, how filled. Election.

Notice. common councils, within twenty days from the happening of such vacancy ; of which election six days' notice shall be given, in two newspapers, published in the said city, and by hand-bills, posted at the places fixed for holding the city elections, at least five days' before the time of the holding of such election : *Provided*, That if there shall not be two newspapers published in said city, that notice published in one such newspaper shall be sufficient.

Proviso. **SECTION 46.** That the burgess and town council, of each of the boroughs included within the limits of said city, and the supervisors of the township of Providence, now in office, shall continue to hold their offices, any law to the contrary notwithstanding, with authority to fill, by appointment, any vacancy in their number, as often as the same may occur, until they shall have fulfilled the duties hereinafter mentioned, for the purpose of settling up the affairs of said boroughs and township, and paying any indebtedness that may exist, at the time of organization under this act, with full power to assess and collect such taxes, within the limits of their respective boroughs and township, as may be sufficient to pay off any indebtedness of said boroughs and township, but without any power, after an organization under this act shall have been effected, to contract any new indebtedness whatsoever ; and their duties, in all other respects, shall cease and determine upon said organization : *Provided*, That the burgess and town council of the borough of Scranton shall, as soon as they have determined the indebtedness of said borough, certify the same to the commissioners, appointed by virtue of the act of assembly, approved the twenty-second day of April, Anno Domini one thousand eight hundred and sixty-three, entitled "An Act to consolidate and fund the debt of the borough of Scranton," and its supplements ; and thereafter, the said burgess and town council of the borough of Scranton shall cease to act, and the said commissioners shall be authorized to assess and collect, in addition to the taxes now authorized by law, a rate of assessment sufficient to pay off said indebtedness, within a period, not exceeding three years from the passage of this act : *Provided*, That nothing in this act shall be construed to interfere with, or abridge, the power conferred upon said loan commissioners, but they shall continue to act within the present limits of the borough of Scranton, in the same manner as if this act had not been passed.

Borough and township officers to hold their positions until certain settlements are made.

Vacancies.

Assessment and collection of taxes to pay existing indebtedness, &c.

Proviso.

Indebtedness to be certified to loan commissioners.

Powers of burgess and council to cease.

Tax authorized.

Proviso.

Certain officers not to be affected by the provisions hereof.

**SECTION 47.** That nothing in this act shall be construed to interfere with the authority conferred upon the directors of the poor of Providence, or the town overseers, appointed under and by virtue of the ninth section of the act of assembly, approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-two, entitled "An Act to incorporate the village of Dunmore, in the county of Luzerne, into a borough," nor with the respective boards of school directors, or school districts, within the limits of said city ; but the same shall remain, in all respects, as heretofore, with power to fill vacancies, by elections, or otherwise, within their respective borough, or town, limits, as is now provided by law.

SECTION 48. That all acts and parts of acts, inconsistent with this act, shall be and the same are hereby repealed. Repeal.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 996.

## Supplement

To an act to incorporate the Pennsylvania Transportation and Insurance Company, approved March tenth, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the capital stock of the Pennsylvania Transportation and Insurance Company, or by whatever name, style and title said company may be legally known, may be increased, from time to time, by the directors, with the consent of the holders of a majority of the stock; and the instalments, on the shares thus added, shall be paid in such amount and at such times as the directors may order.

Increase of capital authorized.

SECTION 2. Whenever the capital stock shall be increased, as provided in the preceding section, and as often as increased, the directors shall report the amount of increase to the auditor general; and shall, at the same time, pay into the treasury of the commonwealth the same per centage thereof, as is required by the act to which this is a supplement, upon the original capital.

To report increase to auditor general, &c.

SECTION 3. That said company shall have the right to borrow money, from time to time, to an amount, not exceeding one-half of the amount of their capital stock, and issued bonds therefor, with coupons attached, bearing interest, not exceeding eight per cent. per annum, and secure the same by a mortgage of their franchises and all property of the company:

May borrow money.



Proviso.

*Provided*, That no bond shall be for a less sum than one hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 997.

## An Act

Relating to certain claims for damages for injuries suffered on the Portage railroad.

WHEREAS, Two certain suits, at law, were instituted, and are now pending in the circuit court of the United States, for the Eastern district of Pennsylvania, in one of which John Griffith and Martha, his wife, are plaintiffs, and in the other of which Martha Elizabeth Griffith, a minor, by her next friend, is plaintiff, and in both of which the Pennsylvania Railroad Company are defendants; the which actions are brought to the October sessions, one thousand eight hundred and fifty-five, of said court; the which actions are brought to receive damages for injuries suffered by the plaintiffs, by reason of the breaking of the rope upon the Portage railroad, while the same was the property of the commonwealth:

*And whereas*, The commonwealth is justly and equitably bound to indemnify the railroad company, defendants, and to re-pay to them any damages which they may be required to pay, by reason of said accident, and of said suits growing out of the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the auditor general, and the other accounting and receiving officers of the commonwealth, be and they are hereby authorized and required to allow the Pennsylvania Railroad Company, in any settlement of account which may take place between the said company and the commonwealth, and out of any payment, which the said company make to the commonwealth, such sum, or amount, of money as the said company may be required to pay, by reason of any recovery had against them, in said suits, or by reason of any settlement, compromise, or adjustment, of the same: *Provided however*,



That the entire amount, so allowed, or credited, shall not exceed the sum of three thousand dollars.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 998.

## An Act

Relating to dividends and stock of the Bank of Lawrence County.

WHEREAS, The Bank of Lawrence County, agreeably to the provisions of an act, entitled "An Act enabling banks of this commonwealth to become National associations, &c.," approved August twenty-second, one thousand eight hundred and sixty-four, did, on the first day of May, one thousand eight hundred and sixty-five, organize under the National currency act of June third, one thousand eight hundred and sixty-four:

And whereas, Said bank complied with the several provisions of the said enabling act, except the notice to the auditor general, required by the eleventh section, which notice has since been given; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the auditor general is hereby authorized to allow a credit to the Bank of Lawrence County, for the amount of the tax accruing against said bank, since the date of its organization under the National banking law: *Provided*, That nothing herein contained shall be construed to exempt the stockholders of the said bank from the tax imposed by the act, entitled "An Act to amend the revenue laws of the commonwealth."

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 999.

## An Act

Relative to certain bonds of the county of Butler, now held by the Western Pennsylvania Railroad Company.

Preamble.

WHEREAS, It is alleged the county of Butler is indebted to Western Pennsylvania Railroad Company the amount of certain bonds, issued by said county, to the North-Western Railroad Company, estimated at one hundred and eighty-five thousand dollars; which bonds, it is alleged, by virtue of certain legal proceedings, became and are now the property of said Western Pennsylvania Railroad Company :

*And whereas*, Said bonds fall due in the year one thousand eight hundred and seventy-four :

*And whereas*, The payment of the same, in the event of the liability of said county to pay the same, being determined, would be oppressive to said county :

*And whereas*, It is the wish of said county, acceded to by said company, that new bonds be issued by said county to said company, to mature twenty years after the first day of April, Anno Domini one thousand eight hundred and sixty-six, with interest coupons attached, bearing interest from the said first day of April, one thousand eight hundred and sixty-six, and payable semi-annually, at the rate of six per cent. per annum; and the said county to be authorized to levy and collect, in addition to the interest of said new bonds, a sum, annually, to be set apart as a sinking fund, not less than two per cent. of the gross amount of said bonds; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Issue of certain bonds authorized.

That upon the liability of said county of Butler for the payment of said bonds being established, the commissioners of said county, or a majority of them, be and they are hereby empowered to issue twenty year coupon bonds; the interest on which shall be paid, semi-annually, at the rate of six per cent. per annum, to an amount equal to the principal of said bonds, now held by said Western Pennsylvania Railroad Company.

Tax authorized.

SECTION 2. That upon the liability of said county being determined, as aforesaid, the said commissioners shall have authority, and upon the issue and delivery of said bonds, as herein provided for, shall be required to assess, levy and collect, on all property now liable to pay a county tax, a tax sufficient to pay the interest on said bonds, as it falls due, and to set apart, in addition thereto, as a sinking fund, for the redemption of said bonds, an annual sum, not less than two per cent. of the whole amount of said bonds, which shall be pledged to and used, alone, for the payment of the principal of

Purpose.

said bonds; and the said tax shall be included in the general county tax, and levied and collected as county tax now is, or may be, collected in said county.

SECTION 3. That said bonds shall not be delivered to said company until said original bonds and coupons shall be surrendered to a trustee, to be mutually chosen by said county, and said company, who shall surrender the same to said county, upon the delivery, to said trustee, of the bonds authorized by this act.

Delivery of bonds, relative to.

SECTION 4. That said sinking fund shall be invested under the direction of the court of common pleas of the said county of Butler, in such national, state, or Butler county, bonds, or stock, as said court may direct; which direction, as to investment, shall remain in force until changed; and the said commissioners shall cause such investment to be made, from time to time, within twenty days after five hundred dollars of sinking fund tax, or interest, on sinking fund investment, shall come into their hands, or under their control.

Investment of sinking fund, how made.

SECTION 5. That the said bonds shall be used, exclusively, in aid of the construction of a railroad, between the town of Freeport, in the county of Armstrong, and the town of Butler, in the county of Butler, in one continuous section, and shall be delivered to said company, in such amounts, and at such times, as shall be agreed upon by said company and said county.

Bonds to be used in construction of certain railroad.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1000.

## An Act

To incorporate the Mercantile Association of the town of Birdsboro', in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Liggett, William Bishop, Harrison Rigg, David Broomall, David Vanaman, George W. Harner, James Bradley, Henry Yeager, David Gilmore, George W. Hain, Thomas

Corporators.



Name.	Witman, Abraham Kinard, William Hoffman, and their associates, and such persons as shall become stockholders, be and the same are hereby made and constituted a body corporate and politic, by the name of the Mercantile Association of Birdsboro', and by the said name they and their successors
Privileges.	shall have perpetual succession, and shall be, in law, capable of suing and being sued, pleading and being impleaded, in all courts, judicatories whatever, and also by contracting and being contracted with, relation to business and objects of the said corporation, as hereinafter declared; and they and their successors may have a common seal, and may change and alter the same at pleasure, and shall have power to purchase, rent, or lease, such real estate as may be necessary, for the purpose of carrying on the business of the association, and their incorporate name to make and execute deeds and conveyances, and other instruments of writing, necessary, in the transactions of the association.
Seal.	
Real estate, &c.	
Capital.	SECTION 2. That the capital stock of the association shall be one hundred thousand dollars, to be divided into shares, of five dollars each, and may be increased, from time to time, to not exceeding the sum of two hundred thousand dollars, as the managers thereof shall deem necessary, for which certificates shall be issued, signed by the president, countersigned by the secretary, and sealed with the common seal of the association;
Shares.	
Increase.	
Certificates of stock.	
Transfers.	which certificates shall be transferable, at pleasure, by the owner thereof, or by attorney duly authorized for that purpose, in the presence of the secretary and treasurer, in a book to be kept for that purpose; and no person can hold more than one hundred shares of stock in the said association.
Limitation.	
Privileges as general dealers.	SECTION 3. That the said association shall have power, through its duly authorized agents, to carry on the business of general dealers, both wholesale and retail, to buy and sell all kinds of goods, wares, merchandize, produce, provisions, fuel, and such other articles that may be necessary to carry on the business of general dealers, to receive and sell goods upon commission, to encourage stockholders, so as to enable them to purchase to a better advantage the necessaries of life; each stockholder shall receive, quarterly, a bonus of not less than two, nor more than five per cent. on all his, or her purchases, from the said association, for the preceding quarter, payable ten days after the expiration of the quarter: <i>Provided</i> , Said purchases are not wholesale.
Election.	SECTION 4. That when the sum of three thousand dollars shall have been subscribed to said association, and paid in cash, there shall be an election held by the stockholders, for a president and treasurer, and recording and financial secretary, and eight managers; the president, treasurer and secretary, shall be <i>ex-officio</i> members of the managing committee; said officers and managers shall serve the said association, from the time of their election, until the first Monday in April, thereafter ensuing, on which day, and annually thereafter, on the first Monday in April, a general meeting of the stockholders shall be held, of which three weeks' public notice shall be given, for the election of a president and treasurer, and recording and
Officers.	
Managers.	
Annual meeting and election.	
Notice.	



financial secretary, and eight managers, to serve one year; at all elections, each stockholder shall have but one vote; if such election should not then take place, the association shall not, for that cause, be dissolved, but such meeting shall take place as soon thereafter as may be, two weeks' public notice thereof first having been given, by notices properly distributed, as said officers shall hold over until their successors are elected.

Votes.

Failure to elect  
not to dissolve.  
&c.

SECTION 5. That the stockholders of said association shall have power to make by-laws, not inconsistent with the laws of the United States, and of this commonwealth, and the same to alter, repeal, or amend, from time to time; and the board of managers shall do all other such acts and things, for the proper regulation, government and advancement of the corporation, as they may deem necessary; to require the secretary and treasurer to keep correct minutes of his proceedings; and further, to require the secretary and treasurer to give a bond, with sufficient sureties, of not less than six thousand dollars, conditioned for the faithful performance of his duties as the chief executive, and superintending officer of the association; in the absence of any special directions from the board of managers, the managers shall also have power to declare dividends of so much of the net profits of the corporation, as shall appear to them advisable, on the first Monday of May and November, of each year, which shall be paid to the stockholders on demand, ten days after the same shall have been declared.

By-laws.

Duties of secre-  
tary and trea-  
surer.

Dividends.

SECTION 6. That the stockholders of the said association shall be jointly and severally liable, in their individual capacities, for all debts and contracts made by said association, to the amount of the interest which each member has in the association, as per his number of shares; and, also, for all debts due mechanics, workmen and laborers employed by, and for materials furnished to, said association, to be sued for and collected, as provided by the twelfth, thirteenth and fourteenth sections of an act incorporating the Lackawanna Iron and Coal Company, approved April fifth, one thousand eight hundred and fifty-three.

Individual lia-  
bility.

SECTION 7. That the said association shall pay a bonus, to the state, of one-half of one per centum on their capital stock, as paid in, payable in four equal, annual, instalments, the first payment to be made with one year from the passage of this act; and shall also pay such tax on dividends as is, or may be, provided by law.

Bonus.

Tax on divi-  
dends.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1001.

**An Act**

Relative to the Farmers' and Merchants' Insurance Company of the borough of York.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the par value of shares of the Farmers' and Merchants' Insurance Company of the borough of York shall be twenty-five dollars, in lieu of fifty dollars, as now prescribed by law; and each and every share of stock shall be entitled to one vote, at all elections for directors, or at all meetings of the stockholders.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED**—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 1002.

**An Act**

To incorporate the Workingmen's Co-operative Benefit Association of New Castle.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Albert G. Cox, Thomas L. Ashton, William Vogan, John W. Taylor and John Foulke, their associates, successors and assigns, are hereby constituted a body politic and corporate, in law, under the following constitution, viz:

Corporators.

**CONSTITUTION.****ARTICLE FIRST.**

Name.

**SECTION 1.** This association shall be called the Working men's Co-operative Benefit Association of New Castle.

SECTION 2. The object of this association shall be to buy at wholesale, and sell at retail, to shareholders and the public generally, groceries, provisions, dry goods, and so forth, at the lowest rates compatible with the best interests of the society. Object.

## ARTICLE SECOND.

SECTION 1. The capital stock of this association shall not exceed fifty thousand dollars, and shall be divided into shares, of ten dollars each. Capital.

SECTION 2. The board of management shall, from time to time, determine the amount of the capital stock to be employed.

## ARTICLE THIRD.

SECTION 1. The business of the association shall be conducted on cash principles. Terms.

SECTION 2. No intoxicating liquors shall be bought, or sold, by the association. Prohibition.

## ARTICLE FOURTH.

SECTION 1. No person shall hold more than ten shares, and all power, privileges and voting shall be *per capita*, and not *per parte*. Shares and votes.

## ARTICLE FIFTH

SECTION 1. The government of the association shall be vested in a president, secretary, treasurer and six directors, who shall compose a board of management, whose term of office shall be one year; six of whom shall be a quorum. Officers and directors.

## ARTICLE SIXTH.

SECTION 1. The association shall have power to make all needful rules, regulations and by-laws, for the better government of the association, and the transaction of its business, and the same to alter, amend, or repeal, at pleasure. By-laws.

## ARTICLE SEVENTH.

SECTION 1. This constitution may be amended, or altered, by submitting the definite proposition thereof, in writing, to a meeting of the stockholders, fourteen days prior to any action thereon; and in every case of an amendment thereof, the same shall be carried only by an affirmative vote of two-thirds of the members present at the time of voting thereon; in all other matters a majority vote shall govern. Amendments to constitution.

SECTION 2. The said corporation shall be known, sue and be sued, by the name contained in said constitution, and thereby shall have perpetual succession, and exercise all ordinary corporate powers. Privileges.

SECTION 3. It shall have power to lease, buy and hold such real estate as shall be necessary for the transaction of its business, and to sell, lease, or dispose of, such as shall become unnecessary therefor. Real estate.

Stock subscrip-  
tions.

SECTION 4. The said corporators shall cause subscriptions, to the capital stock of said association, to be made and taken in a book, to be opened by them for that purpose, at the borough of New Castle, in the county of Lawrence.

Election.

SECTION 5. When, in their opinion, a sufficient amount of such stock shall be subscribed to justify the organization of said association, they shall appoint a time and place, and give notice thereof to all such subscribers, for the election of the officers provided for in said constitution.

Management.

SECTION 6. Upon the election and acceptance of such officers, the said corporators, as such, shall cease to act; and the affairs of said association shall be conducted thereafter in accordance with said constitution.

Dissolution.

SECTION 7. The stockholders shall have the right, if they shall see cause, to dissolve said corporation, and cause its business to be closed up.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1003.

## An Act

To incorporate the Central Co-operative Association of Philadelphia.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Isaac Rehu, Joseph Pilling, G. D. G. Matlack, David Griffith, John W. Forrey, Jas. A. Kirkpatrick, Jas. H. Windrim, Thomas Phillips, William A. Millar and Robert B. Keys, and such other persons as shall be associated with them, be and they are hereby created a body politic and corporate, by the name, style and title of the Central Co-operative Association of Philadelphia, with a capital of ten thousand dollars; which capital shall be divided into shares of five dollars each.

Name.

Capital.

Officers.

Election

SECTION 2. That the officers of said corporation shall be such as said corporators may think necessary, and shall be elected by ballot, at such times, and in such manner, as the rules and by-laws of the corporation may direct.



SECTION 3. That the members of the corporation shall have full power and authority to make such rules and by-laws as shall be necessary, for the government and promotion of the interests of said corporation: *Provided*, That no such rule, or by-law, shall be valid, if inconsistent with this act, or the constitution and laws of the state, or of the United States. By-laws.  
Proviso.

SECTION 4. That the object of the corporation shall be the establishment and maintenance of one, or more, stores, for the sale of groceries, produce and other articles of necessity, or common household use, for the benefit of the members, or dealers, at said stores. Object.

SECTION 5. That the location of said stores shall be in Philadelphia. Location.

SECTION 6. That the stockholders of said company shall be individually liable for all sums of money due to the workmen, agents, clerks and persons employed by said company; and shall be further liable for all debts and contracts made by said company, only to the amount remaining unpaid on the shares of stock by them respectively held. Individual liability.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand-eight hundred and sixty-six.

A. G. CURTIN.

No. 1004.

## An Act

To incorporate the City Deposit Bank and Trust Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Ebenezer Brewer, John Atwell, R. W. Burke, W. H. Gordon, R. H. Palmer, Alfred Pearce, George Beam, J. H. Shallenberger, and all other persons who shall hereafter become stockholders in the company, incorporated by the name of the City Deposit Bank and Trust Company, and by that name shall have perpetual succession, and may sue and be sued, in any court whatsoever. Corporators.  
Name.

SECTION 2. That the purpose of this act is to organize and incorporate a bank and trust company, and to authorize them, as such, to receive money on deposit, and to transact any other Purpose.

- business transacted by banks, in this commonwealth: *Provided*, That nothing, herein contained, shall authorize said bank to issue circulating notes; and also, the right to hold, on deposit, in trust estate, real and personal, including the notes, bonds, obligations and accounts of the United States, states and individuals, and of companies, and of corporations, and the same to purchase, collect and adjust, and settle, and also, to sell and dispose thereof, in any market in the United States, or elsewhere, without proceeding in law, or equity, and for such price, and on such terms, as may be agreed on between them, and parties contracting with them.
- Capital.** SECTION 3. The capital stock of said company shall consist of two thousand shares of stock, of the value of fifty dollars each, being one hundred thousand dollars; and the corporators, or a majority of them, named in the first section of this act, shall have power to open books for subscriptions, at such times and places as they may deem expedient, and when not less than one thousand shares shall have been subscribed, and fifty per centum thereon shall have been paid in, (active business shall not be commenced, however, until at least fifty thousand dollars have been paid on the capital stock,) the shareholders may elect five directors, to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors, so elected, of said company, when it shall have been organized, may and they are hereby authorized and empowered to have and to exercise, in the name, and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to; which liabilities are no more than for the payment to the company, of the sums due or to become due, on the shares held by them.
- Subscriptions.**
- Commencement of business.**
- Directors.**
- Privileges.**
- SECTION 4. A majority of the stockholders, in said company, at a special meeting, of which thirty days' notice shall be given, in two papers, published in the city of Pittsburg, may increase the capital stock one hundred thousand dollars, thereby making the whole capital stock two hundred thousand dollars; the stockholders, at the time of such increase, shall be entitled to a *pro rata* share of such increase, upon the payment of the par value of the same.
- Increase of capital.**
- SECTION 5. The principal office of the said company shall be in the city of Pittsburg; the directors shall be elected annually, by the stockholders, on the second Tuesday of April, and they shall elect from their number, at the first meeting of the board, after their election, a president and a vice president, and shall have power to elect a cashier and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible, as director, who is not a stockholder to the amount of twenty shares; at the annual, or special, meeting, a quorum shall consist of stockholders owning at least one-third of the capital stock.
- Principal office.**
- Directors.**
- Officers.**
- Elections.**
- Votes.**
- Quorum.**
- SECTION 6. Ten days' notice shall be given, by publication, in two papers published in the city of Pittsburg, of the time and place of the annual election; which election shall be con-
- Notice of annual election.**

ducted by three stockholders, one of whom shall act as judge and the other two as inspectors.

SECTION 7. The board of directors shall make all by-laws necessary for conducting the business of the company; which by-laws shall, at all times, be posted up in the place, or places, of business of said company, and accessible to all persons transacting business with them; the directors shall have power to require payment of the amount remaining unpaid, in the stock of said company, at such times, and in such proportions, as they shall think proper, and under the penalty, in case of non-payment, as required, of forfeiture to the company of such stock, and all previous payments thereon; the said assessments to be made as the by-laws of said company shall direct.

By-laws.  
Unpaid subscriptions.  
Forfeiture of stock.

SECTION 8. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-half of one per cent. on the sum required to be paid in previous to the organization, in four equal, annual, instalments, the first payment to be made in one year after the payments of the capital stock shall be made; and, also, a like bonus on all subsequent payments, on account of the capital stock of said company, or any increase thereof, payable in like manner; and in addition to such bonus, shall pay a like tax upon dividends exceeding six per cent. per annum, as is, or may be, imposed by law.

Bonus.  
Tax.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1005.

## An Act

To incorporate the People's Trading Company of the borough of Birmingham, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Pittman Howard, Ansley Smith, Nicholas Kuntzler, Gregor Fox, Samuel P. Hollis, Matthew Pate and John N. Jarrett, and their associates, and such persons as shall become stockholders, be and the same are hereby made and consti-

Corporators.



Name.	tuted a body corporate and politic, by the name of the People's Trading Company of Birmingham; and by said name they and their successors shall have perpetual succession, and
Privileges.	shall be, in law, capable of suing and being sued, pleading and being impleaded, in all courts and judicatories whatever, and also of contracting, and be contracted with, relative to the business and objects of the said corporation, as hereinafter declared; and they and their successors may have a common
Seal.	seal, and may change and alter the same at pleasure, and
Real estate.	shall have power to purchase, rent, or lease, such real estate as may be necessary for the purpose of carrying on the business of the association, and, in their corporate name, to make and execute deeds of conveyance, and other instruments of writing, necessary in the transaction of the association.
Capital.	SECTION 2. That the capital stock of the association shall be five thousand dollars, (to be divided into shares of ten dollars each,) and may be increased, from time to time, to not exceeding twenty thousand dollars, as the directors, or managers, thereof, may deem necessary; for which certificates shall be issued, signed by the president, countersigned by the secretary, and sealed with the common seal of the association; which certificates shall be transferable, at pleasure, by the owner thereof, or by attorney, duly authorized for that purpose, in the presence of the secretary and treasurer, in a book to be kept for that purpose.
Shares.	
Certificates.	
Transfers.	
Privileges as general dealers.	SECTION 3. That the said association shall have power, through its duly authorized agents, to carry on the business of general dealers, (both wholesale and retail,) to buy and sell all kinds of goods, wares, merchandize, produce, provisions, fuel and such other articles that may be necessary to carry on the business of general dealers, to receive and sell goods upon commission, to encourage stockholders, so as to enable them to purchase, to a better advantage, the necessities of life.
Managers.	SECTION 4. That the sum of five thousand dollars being subscribed, and five thousand dollars paid in, in cash, there shall be an election held by the stockholders, for seven managers, who shall serve the said association, from the time of their election, until the first Monday in October, thereafter, on which day, and annually thereafter, on the first Monday in October, a general meeting of the stockholders shall be held, of which three weeks' public notice shall be given, for the election of seven managers, to serve for one year; and the said managers shall elect one of their number president, and one vice president, to serve for the same time, and they shall also, annually, elect some good and competent person as secretary and treasurer, and a general manager; at all elections, each stockholder shall have but one vote, but if such election should not then take place, the association shall not, for that cause, be dissolved, but such meetings shall take place as soon thereafter as may be, two weeks' public notice thereof first being given, in at least two weekly newspapers, published in the city of Pittsburg, or county of Allegheny; and said managers shall hold over until their successors are elected: <i>Provided</i> , That
Annual election.	
Officers.	
Votes.	
Failure to elect not to dissolve, &c.	
Proviso.	



said corporators, named in the first section, shall be and remain as managers, or directors, of said association, until the first Monday of October, ensuing.

SECTION 5. That the stockholders of said association shall have power to make by-laws, not inconsistent with the laws By-laws. of the United States, or of this commonwealth, and the same to alter, repeal, or amend, from time to time, and the board of managers shall do all such acts and things, for the proper regulation, government and advancement of the corporation, as they may deem necessary; to require the secretary and treasurer to keep correct minutes to their proceedings, and further, Minutes. to require the treasurer to give a bond, with sufficient sureties, Treasurer to give bond. of not less than five thousand dollars, conditioned for the faithful performance of his duties, as the chief executive and superintending officer of the association; in the absence of any special directions from the managers, the managers, or directors, shall have power to declare dividends of so much of the His duties. net profits of the corporation as shall appear to them advisable, on the first Monday of April and October, in each year, which shall be paid to the stockholders on demand, ten days after the same shall have been declared Dividends.

SECTION 6. This corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on Bonus. the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends Tax on dividends. as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, Individual liability. and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**

No. 1006.

## An Act

To incorporate the Citizens' Joint Stock Company of Brownsville, Fayette county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That Knophen Lee, Jeremiah Smith, Alfred Hamilton, Charles Peyton, Isaac C. Alexander, Benjamin L. Simpson, Thomas Williams, Charles Honesty, Benjamin W. Amet, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Citizens' Joint Stock Company; and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real and personal and mixed, and of using and applying such property, for the purpose of buying, selling, vending and retailing all sorts of wares, goods and commodities, belonging to the said trade of grocer, provision and variety store.

Capital. SECTION 2. The capital stock shall be one thousand dollars, divided into two hundred shares, of five dollars each; the company shall have power to increase the same to one thousand shares, of five dollars each.

By-laws. SECTION 3. The said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the object of the company, or corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure; and to issue certificates of stock and bonds, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Directors. SECTION 4. That the corporators named in this act shall elect, in conjunction with all stockholders hereafter received into the said corporation, nine persons, to serve as directors; and a majority of whom shall constitute a quorum for the transacting of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Location of office, &c. SECTION 5. That it shall be lawful for the said corporation to establish, or locate, their office, or store room, in the borough of Brownsville, or Bridgeport, and to have their principal office in such place as they may deem expedient; at which it

shall be lawful to hold all meetings for the transaction of business for said company.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No 1007.

## An Act

Relating to the Juniata Iron Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Juniata Iron Manufacturing Company of Blair county, Pennsylvania, is hereby authorized, at not exceeding two locations, or places, in connection with, and in the carrying on of, its business, to be and become either a special, or general, partner, in, or to carry on alone, not exceeding two mercantile establishments, or stores: *Provided,* The same shall be located in the immediate vicinity of the works of said company.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1008.

**An Act**

To incorporate the Pennsylvania Canal Company.

- SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
- Corporators. That David Blair, William Dorris, Junior, James Burns, R. B. Wigton, L. T. Wattson, T. T. Wierman, W. J. Howard, George B. Roberts, John Scott, John J. Patterson, John A. Lemon, John Lingafelt, John N. Swoope, Alexander M. Lloyd, James Gardner, and their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Pennsylvania Canal Company.
- Name.
- Capital. **SECTION 2.** The capital stock of said company shall not exceed five millions of dollars, and books of subscription therefor shall be opened, and subscriptions made, instalments paid in, and the company organized, in like manner, and with all the privileges, and subject to all the restrictions, so far as the same may be applicable for and in respect to said company, as is provided for in and by sections one, two, three, four, five, six, seven, eight and nine of the act regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine.
- Subscriptions.
- Subject to. **SECTION 3.** The said company are hereby authorized and empowered to purchase, take and hold, from the Pennsylvania Railroad Company, and which said railroad company are hereby authorized and empowered to grant, sell and convey, to the corporation, hereby created, for such price, and upon such terms, and to pay and receive such consideration, either in cash, or in the capital stock of said canal company, or both, as may be agreed upon by and between them, all, or any portion, of the main line of the public works, as follows, to wit: The canal from Columbia to the junction, at Duncan's island, including the right, title and interest in the bridge over the Susquehanna, at Duncan's island, and the Juniata canal from thence to Hollidaysburg, with all the property and appurtenances thereto appertaining, or in any wise connected thereunto, for the uses and purposes of canal navigation, and which the commonwealth, by deed dated granted and conveyed unto the Pennsylvania Railroad Company, under and by authority of the act for the sale of the main line, approved the sixteenth day of May, Anno Domini one thousand eight hundred and fifty-seven, together with all the powers, privileges and franchises granted, or intended to be granted, and subject to all the requirements and conditions of said act, under which the said Pennsylvania Railroad Company, so far as the same may be applicable to and for the uses and purposes
- Authorized to purchase main line of public works, &c.



of said canal; and the said Pennsylvania Canal Company, their successors and assigns, be and they are hereby vested with the said powers, privileges and franchises, shall be required to keep said canal in good navigable condition, during the season of navigation: *Provided*, That said company shall not be authorized to charge tolls exceeding those authorized on the main line of canal, from Columbia to Hollidaysburg, by said act for the sale of the main line. Proviso.

SECTION 4. That to enable the said canal company to enlarge, deepen, improve, or extend, the said canal, or works appurtenant to, and necessary for the use and enjoyment of, the same, they are hereby authorized and empowered to borrow money, not exceeding two millions of dollars, at a rate of interest, not exceeding seven per centum, and to issue bonds therefor, in sums not less than one hundred dollars, and to secure the same by one, or more, mortgages upon their said canal, property, real and personal, acquired and to be acquired, and franchises, herein mentioned and hereby conferred; to more effectually carry out the provisions and intentions of this section, and facilitate the enlargement and improvement of the canals, the company, hereby created, is authorized and empowered to suspend the navigation of the canal, on any part of it being enlarged, for a period of not more than one full boating season, or one-half of two successive boating seasons. May borrow money.

SECTION 5. All acts, or parts of acts, of the general assembly of the commonwealth, inconsistent herewith, be and the same are hereby repealed. Security.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six

A. G. CURTIN.

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No 1009.

## An Act

To incorporate the Fairmount Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John J. Fullmer, M. D., Charles Page, John R. Hunter, John A. Bell, John W. Thackara, Henry B. Kennedy, Joseph Hancock, John Ginnods and Jonathan Davis, and their asso- Corporators.

ciates, be and they are hereby created a body politic, by the name, style and title of the Fairmount Gold and Silver Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real personal and mixed, and of holding and improving lands, in Colorado territory, in the United States, and to obtain therefrom any and all minerals and valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to the said business, and to use, let, lease, or work, the same, and dispose of the property of all such lands, mines and works as they may deem proper.

**SECTION 2.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, Such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed: *Provided*, That the capital stock shall not be more than two hundred thousand dollars.

**SECTION 3.** That the incorporators, named in this act, shall elect seven persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall be elected, in accordance with the by-laws.

**SECTION 4.** That it shall be lawful for the said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office, in the city of Philadelphia; at which place it shall be lawful to hold all meetings, for the transaction of the business of the company: *Provided*, That the organization of any of said territories as states shall not prejudice the rights and privileges herein granted to the said company.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1010.

**An Act**

To incorporate the Philadelphia Brewers' Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That James J. Martin, Peter Biderman, Thomas J. Martin, William H. Nolen and Dennis F. Daley, and such other persons as they, or a majority of them, shall associate with them, and their successors and assigns, be and they are hereby created and constituted a body politic and corporate, for the period of twenty years from the passage of this act, under the name and style of the Philadelphia Brewers' Association. Corporators.

SECTION 2. That the said corporation shall have power to carry on the business of brewing, in the city of Philadelphia, to purchase, acquire, hold, keep, manufacture, distil, use, sell and dispose of porter, ale and beer, and other articles used in the manufacture thereof, or resulting therefrom, to purchase, take and hold all lands, tenements, buildings, vaults, machinery, fixtures, materials and effects, and to erect all buildings and structures necessary to promote the objects of the said corporation, and to sell, alien, let, or otherwise dispose of, any of their property, to hold and use a common seal, and the same to alter, or change, at pleasure, to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere, and to make all needful rules and regulations and by-laws necessary for the good government and management of the said corporation, not being contrary to the constitution and laws of this commonwealth, or of the United States: *Provided*, That nothing herein contained shall be considered as, in any way, giving to the said corporation banking privileges. Name.  
Business.  
Privileges.  
Seal.  
By-laws.  
Proviso.

SECTION 3. That the capital stock of said corporation shall consist of two hundred thousand dollars, with the right to increase the same to five hundred thousand dollars, in shares of ten dollars each, to be called in, from time to time, as the same may be needed; and the said corporation shall have the right to receive lands, tenements, buildings, vaults, machinery, fixtures, materials and other effects, for the purposes of the said corporation, in payment of said stock, at a valuation to be fixed by the directors of the said corporation; and the said shares shall be transferable on the books of the said corporation. Capital.  
Shares.

SECTION 4. That the number, titles and functions of the officers of the said corporation, their terms of office, the times of their election, the qualification of electors, the manner and ratio of voting, and the meetings of the said corporation, may be determined by their by-laws. Transfers.  
Certain matters to be regulated by laws.

SECTION 5. That this corporation shall pay in the treasury of the commonwealth a bonus of one half of one per centum Bonus.

Tax on dividends.

on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1011.

## An Act

To legalize a patent issued to James Evans.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the patent heretofore issued to James Evans, for a strip of land, sixty feet wide, on the east side of Erie reserve, tract number sixteen; which strip has been claimed and occupied by said Evans, and those under whom he claims, for over forty years, as a part of his farm in Mill Creek township, Erie county, is hereby ratified and confirmed, and shall have the same force and effect as a patent issued for land, subject to settlement, improvement and sale.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 1012.

**An Act**

To authorize the Parma and Sugar Creek Petroleum Company, a corporation organized under the laws of this commonwealth, to hold and convey certain lands, in Plum township, Venango county.

**WHEREAS**, After the repeal of the act of assembly of this commonwealth, authorizing foreign corporations to hold and convey lands, in this commonwealth, for mining purposes, not exceeding three hundred acres, passed July twenty-second, Anno Domini one thousand eight hundred and sixty-three, a corporation, by the name of the Parma and Sugar Creek Petroleum Company was organized under the laws of the state of New York, in good faith, and in entire ignorance of such repeal; and, thereupon, one John Rowley and one Philander H. Curtis, of Parma, Monroe county, New York, conveyed to such corporation, by deed, bearing date May fourth, one thousand eight hundred and sixty-five, and recorded in the office of the recorder of deeds, in and for the county of Venango, in this commonwealth, May twelve, one thousand eight hundred and sixty-five, in book JJ, of deeds, at page six hundred and forty-two, a piece, or parcel, of land, therein described, situate in Plum township, Venango county, containing eighty-five acres, more, or less, as by reference to said deed, or the record thereof, will more fully appear :

*And whereas*, The stockholders, who formed such corporation, on learning the repeal of said act, are proceeding to the organization of a corporation, under the laws of this commonwealth, by the same name of the Parma and Sugar Creek Petroleum Company, and desire to have the title to said lands vested in, and assured to, said corporation, its successors and assigns; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That when letters patent shall have been duly granted and issued to said last-mentioned corporation, to be organized under the laws of this commonwealth, as aforesaid, such corporation, its successors and assigns, shall have full power and authority to hold and convey the said lands, and every part thereof, as owners.

**SECTION 2.** The said corporation, formed under the laws of the state of New York, as aforesaid, is hereby authorized to convey said lands to the said corporation, mentioned in the first section of this act, after letters patent shall have issued to the same, under the laws of this commonwealth; and such

May hold and convey real estate.

Certain lands to be conveyed to.

title is hereby declared valid, notwithstanding the repeal of the act aforesaid.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1013.

## An Act

Relative to the laying of water and gas pipes, and the construction of culverts, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in laying water and gas pipes, and constructing culverts, on any street used for a passenger railway track, in the city of Philadelphia, the officers and agents of said city shall be required to lay such pipes, and construct such culverts, alongside of the railway track, and in such manner as not to interfere with, or obstruct, the running of the cars: *Provided,* That the increased cost of constructing culverts, by reason of the railway, in the street, be paid by the railway company, to the city of Philadelphia; such increase to be ascertained by the chief engineer and surveyor of said city.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eighth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1014.

## A Supplement

To an act, entitled "An Act to incorporate the Gettysburg Battle Field Memorial Association," approved April thirtieth, one thousand eight hundred and sixty-four.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That if any person shall wilfully destroy, mutilate, deface, injure, or remove, any monument, column, statue, memorial, structure, or work of art, that shall be erected, or placed upon the battle ground held, or which shall be held, by the said association, or shall wilfully destroy, or remove, any fence, railing, enclosure, or other work, for the protection, or ornament, of said battle ground, or any portion thereof, that may be held by said association, or shall wilfully destroy, cut, hack, bark, break down, or otherwise injure, any tree, bush, or shrubbery, that may be growing upon said battle ground, or shall cut down, or fell, and remove any timber, tree, or trees, growing, or being upon such battle grounds, or shall wilfully remove, or destroy, any breast-works, earth-works, walls, or other defences, or shelters, on any part thereof, constructed by the armies, or any portion of the forces engaged in the battle of Gettysburg; any person so offending, and found guilty thereof, before any justice of the peace of the county of Adams, shall, for each and every such offence, forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offence, of not less than five, nor more than fifty dollars, one-half to the use of said company, and the other half to the informer, to be enforced and recovered, before such justice, in like manner as debts of like are now by law recoverable, in any action of debt, brought in the name of the commonwealth, as well for the use of said company, as of the person suing.

Penalty for malicious mischief

How recoverable.

**SECTION 2.** That in addition to the penalty provided in the first section of this act, for the offences therein prohibited, any person who shall be guilty of either of the offences therein named, shall be deemed guilty of a misdemeanor, and on conviction thereof, in the court of quarter sessions of the said county of Adams, shall be punished by fine, not exceeding one hundred dollars, or imprisonment, for not more than thirty days, or both, in the discretion of the said court.

Offender may be imprisoned.

**SECTION 3.** That the president and directors of the said Gettysburg Battle Field Memorial Association shall have power and authority, by themselves, committees, engineer, surveyor, superintendent, or agents, by them to be appointed, to survey, locate and lay out roads and avenues, from any public road, or roads, in the vicinity of Gettysburg, or of the said battle grounds, to and upon, and also in and through any

Authorized to lay out roads, avenues, &c.

portion, or portions, of said battle grounds, not, however, passing through any dwelling house, or any burying ground, or any place of public worship, and to open and fence, or otherwise enclose, such roads and avenues, the latter of a width not exceeding three hundred feet; and the same may be laid out, so as to embrace any breast works, or lines of defences, or positions, of the forces engaged, in the battle of Gettysburg, and with power to plant rows, or colonades, of trees upon said roads and avenues : *Provided*, That it shall be lawful for such association to enter upon adjoining lands, and take materials necessary for the construction and repair of such roads and avenues, in like manner, and with like power, as in the case of railroads, under the act regulating railroad companies, approved the nineteenth of February, Anno Domini one thousand eight hundred and forty-nine, and its supplements : *Provided further*, That before such association shall enter upon and take possession of any such lands for roads, or avenues, or such materials, they shall make ample compensation to the owner, or owners, thereof, or tender adequate security therefor : *And provided further*, That when the said company cannot agree with the owner, or owners, of any such lands, which said association may enter upon, use, or take, for any such roads, or avenues, the like proceedings shall be had to ascertain, determine and recover damages, on account of the taking and appropriating such lands for roads, or avenues, as are provided for ascertaining and recovering damages, by land owners, from railroad companies, by the said act regulating railroad companies, and its supplements.

Proviso.

May take and use materials.

Subject to.

Compensation to owners.

Damages, how assessed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1015.

## An Act

To incorporate the Lincoln Institution.

Preamble.

WHEREAS, A number of the citizens of this commonwealth, to wit : Major General George G. Meade, William G. Boulton, John L. Redner, Morton M'Michael, Junior, William Ellis, Macgregor J. Mitcheson, Jay Cooke, George T. Lewis, Lewis



H. Redner, Robert M. Lewis, Charles J. Stille, Francis Wells, Rev. Richard Newton, D. D., Rev. James W. Robins, Mary M'Henry, Agnes B. Ellis, Sally F. Lewis, Mary B. Boulton, Margaret Lennig and others, have associated themselves together, for the purpose of providing a home for the care and training of friendless boys and youths, and for the orphan sons of soldiers and sailors of the United States :

*And whereas*, The general assembly of this commonwealth are willing to encourage such benevolent and laudable purposes ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George G. Meade, William G. Boulton, John L. Redner, Corporators.  
Morton M'Michael, Junior, William Ellis, Macgregor J. Mitchellson, Jay Cooke, George T. Lewis, Lewis H. Redner, Robert M. Lewis, Charles J. Stille, Francis Wells, Rev. Richard Newton, D. D., Rev. James W. Robins, and their associates, be and they are hereby incorporated and made a body politic, in law, by the name and title of the Lincoln Institution, and Name.  
by that name, style and title shall have perpetual succession, with power to have a common seal, and the same to change at Seal.  
pleasure, to make contracts, relative to the institution, to sue and to be sued, to plead and to be impleaded, and by that Privileges.  
name, style and title be capable of purchasing, holding, taking and conveying any estate, real, or personal, for the use of the said corporation : *Provided*, The annual income of said institution shall not exceed the ten thousand dollars, nor be Proviso.  
applied to any other purposes than those for which this association is formed, to fix the quorum of the board of managers and the board of council, and to increase, or diminish, the Managers,  
number of persons who shall comprise said boards, and ap- council officers,  
point such officers as may be requisite ; to establish such other &c.  
by-laws, rules and regulations as the said corporation shall By-laws.  
judge necessary, or expedient, for the due management of the concerns of the said corporation : *Provided*, That the same Proviso.  
be not repugnant to the constitution of the United States, or of this commonwealth.

SECTION 2. That every person who shall, annually, pay to Membership.  
the treasurer of the Lincoln Institution, on, or before, the third Thursday of January, the sum of two dollars, or upwards, shall be a member of the said, the Lincoln Institution, while such person so contributes, and shall be entitled to a vote at Votes.  
the annual election of the boards of managers and council ; and every person who shall pay fifty dollars, at one time, shall be Life members.  
a member for life.

SECTION 3. The affairs and concerns of the said, the Lincoln Board of mana-  
Institution, shall be conducted by a board of managers, con- gers.  
sisting of thirty ladies, and a board of council, consisting of Board of coun-  
thirty gentlemen ; of which board, the bishop of the Protestant cil.  
Episcopal church of the Diocese, together with the rectors of the churches, which shall be represented in the board of mana-  
gers, shall be *ex-officio* members ; and the members of the Members *ex*  
said corporation shall meet on the third Thursday of January, *officio*.

Annual election of each and every year, at such hour and place as the board of council shall designate, and elect a board of managers and board of council, to serve for the ensuing year : *Provided*, That the managers and council, already selected, shall continue to act until others shall be elected : *And provided further*, That in case an election shall not be held at the time provided, the board of council shall give at least ten days' notice, that another election will be held ; which said election shall be held within one month after the said third Thursday of January : *And provided*, That notice of an election shall be given at least twice a week, for two weeks, in two of the daily newspapers of the city of Philadelphia, prior to the time of holding said election ; and in the event of failure to hold such election, as herein last provided for, the board of managers and council, previously elected, shall continue in office until new boards shall have been elected ; the board of managers and board of council shall meet immediately after the adjournment of the society, and elect their officers provided for, and in the manner provided for by the by-laws of said institution ; special meetings of said boards, or either of them, shall be called by the presiding officers ; or, in the event of their absence, by the secretary, at the written request of any three members ; the board of council shall have control of the real estate, investments, personal securities and all the funds of the society, except such as are collected and required by the managers for the current expenses of the institution.

Special meetings.

Control of real estate, &c., relative to.

Care and guardianship of boys, and modes and terms of admission.

First.

Second.

SECTION 4. That it shall and may be lawful for the said managers and council, in their discretion, to take under their guardianship all boys and youths, who may place themselves, or be placed, under their care and management, in either of the following modes : Firstly, White boys and youths between the ages of twelve and twenty-one years, who shall be voluntarily surrendered by their father, or in case of his death or absence, by their mother, or by their guardians, or in case of their death, or the absence of any such, then those boys, of the age aforesaid, who shall voluntarily submit themselves to the care of said managers and trustees ; but no one, not between the ages specified, shall become an inmate of this institution, except by and with the unanimous consent of the committee on admission and dismission, together with the approval of at least one of the presiding officers of the institution ; Secondly. White boys and youths between the age of twelve and twenty-one years, who may be committed to the care of the said managers and council, by any judge of the supreme court of Pennsylvania, or of the district court of the city and county of Philadelphia, or of the court of common pleas of the city and county of Philadelphia, on account of vagrancy, or the exposure, or neglect, or abandonment, of said boys, or youths, by their parents, or parent, guardians, or other persons, having custody thereof ; and it shall be the duty of the judge so committing any boy, or youth, to the care of the said managers and councils, to annex to the commitment an abstract of the evidence taken by him, and on which his adjudication was founded ; which said evidence shall be under

oath, or affirmation, and taken in the presence of said boy, or youth; Thirdly. Orphan white boys over three years of age, whose fathers served in the army, or navy, of the United States, who shall be confided to their care, direction and control of said managers and council, by the superintendent of the department for the relief of the orphans of (Pennsylvania) soldiers and sailors of the United States, in accordance with the provisions of the act of assembly, entitled "An Act authorizing the governor to accept the donation of the Pennsylvania Railroad Company," approved the sixth day of May, Anno Domini one thousand eight hundred and sixty-four, and the supplements thereto; and all acts, or parts of acts, inconsistent with the provisions hereof, and with the authority and jurisdiction hereby conferred upon the Lincoln Institute, are hereby repealed; Fourthly. Applicants may be admitted, without regard to their religious belief, but the inmates shall, in all cases, have respect for the faith of the Protestant Episcopal church of the United States, and submit to the religious exercises of the household, which shall always be in accordance with the belief of that church; and all children received, under twelve years of age, shall be trained in that faith.

Fourth.

Guardianship  
and education  
of minors, rela-  
tive to.

Apprenticeship,

Compensation.

SECTION 5. That the said managers and council shall have the guardianship of the said minors, so placed under their care, direction and management during their minority; shall cause them to be educated and instructed, in a proper manner, and may, when, in their discretion, it shall appear proper, hire, or bind, the said boys and youths, with their consent, as apprentices, or otherwise, during their minority, to such persons, and at such places, and to learn such trades and employments, as in the judgment of the said managers and council will be most conducive to the benefit and advantage of said minors, with power to the said institution, in the discretion of the said boards of managers and council, to charge, to the said inmates, such moderate sum, towards their tuition and support, as their circumstances and ability to pay may render expedient; or the said managers and council may, at any time, in their discretion, relinquish and cease the care of any of such boys, or youths.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 1016.

## An Act

To relieve the county of Lancaster.

WHEREAS, Under and in pursuance of the fourth section of an act of the general assembly, of the state of Pennsylvania, approved the thirtieth day of April, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act imposing additional taxes for state purposes, and so forth," the treasurer of the county of Lancaster made a return, to the auditor general, of the amount of scrip, bonds, or certificates of indebtedness, issued by said county and outstanding, on the first day of January, Anno Domini one thousand eight hundred and sixty-four; upon which return, the auditor general settled the account of said county, and ascertained its liability to the commonwealth, for the special tax for state purposes, imposed by the act before recited, to be five hundred and two dollars and sixty-four cents:

*And whereas*, The amount of said scrip, bonds and certificates, thus issued and outstanding, had been, by the assessors of said county, included in the general assessments for state purposes, and a tax of three mills for state purposes had been levied thereon, and by said county paid into the treasury of the commonwealth:

*And whereas*, For the year one thousand eight hundred and sixty-five, and one thousand eight hundred and sixty-six, the amount of such scrip, bonds and certificates of indebtedness, has again been included in the general assessments, and a three mill tax for state purposes been levied thereon, in consequence whereof, the enforced collection, by the auditor general, of the special tax, alleged by him to be due from the county of Lancaster, under the provisions of the act first herein recited, would impose a double tax for state purposes, upon the loans of said county, contrary to the spirit and intention of the act of assembly:

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer and auditor general constitute a board, and are hereby authorized and required to inquire into the correctness of the application, for exoneration from the payment of certain taxes, set forth in the foregoing preamble, and if in their opinion and judgment it is correct and proper, then the county of Lancaster shall be exonerated from the payment of the said sum of five hundred and two dollars and sixty-four cents, or from such sums for taxes as they may find incorrectly charged against said county, and from the payment of any sum, or sums, which may have been, or may hereafter be, determined by the auditor general, to be due by said



county, for the years one thousand eight hundred and sixty-five and one thousand eight hundred and sixty-six, as a special tax upon the outstanding loans of the county aforesaid; and the auditor general is hereby authorized and directed to enter satisfaction upon the books of the commonwealth, for any such sum, or sums, thus alleged to be due, and to refrain from all proceedings for the collection of the same.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1017.

## An Act

Relative to inns and taverns, in the counties of Lebanon and Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person, within the counties of Lebanon and Berks, wilfully furnishing intoxicating drinks, by sale, gift, or otherwise, to any person of known intemperate habits, to a minor, to an insane person, or a person when drunk, or intoxicated, for use as a beverage, shall be deemed and held guilty of a misdemeanor, and upon conviction thereof, the offender shall be fined, not exceeding fifty dollars, or undergo an imprisonment, not exceeding sixty days, or both, or either, at the discretion of the court; and that the first section of the act of May eighth, one thousand eight hundred and fifty-four, relating to inns and taverns, be and the same is hereby repealed, so far as the same relates to the courts of Lebanon and Berks, and is inconsistent herewith.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1018.

*An Act*

Relative to hucksters, in the county of Lebanon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Huckstering  
without license  
prohibited.

That hereafter no person, or persons, shall buy, or barter for, within the limits of the county of Lebanon, as a hawker, or pedler, any butter, eggs, dried fruit, veal, or other articles of produce, with intent to send the same, for sale, or barter, to any other market, out of said county, without first obtaining a license so to do, and paying therefor, to the treasurer of said county, for the use of said county; the license to be paid by persons, residing out of said county of Lebanon, shall be forty dollars, and by those residing in said county, when they engage in said business, with one horse and wagon, or other vehicle, twelve dollars, and when engaged in said business with two horses and wagon, or other vehicle, twenty dollars; which license the treasurer of said county is hereby required to grant, upon the payment of such sums; but no license shall be granted for any fractional part of a year, at a less rate than fifty dollars per annum.

Punishment of  
offenders, rela-  
tive to.

SECTION 2. That if any person, or persons, shall so engage, or be concerned, in huckstering as aforesaid, within the limits of the county of Lebanon, without first having obtained a license aforesaid, he, or they, shall immediately forfeit and pay the sum of fifty dollars; and any justice of the peace, of said county of Lebanon, on view, or on the information, or complaint, on oath, or affirmation, of any other person, shall and in either case is hereby enjoined to proceed, in a summary way, against such person, or persons, so offending, to a conviction, and in default of immediate payment of said forfeiture, to commit him to the common jail of said county, there to be detained until discharged by due course of law; and every repetition of the said offence shall be considered and punished as a new offence; one-half of the penalties which may accrue, under the provisions of this act, shall go to the informer, and the other half to the county of Lebanon; and any such informer, notwithstanding his interest, shall be a competent witness.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The tenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1019.

## An Act

To incorporate the Boatman's Insurance and Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. H. Zeigler, J. R. Dunbar, Abram Shirk, William Commissioners. M'Conkey, John U. Hopewell, Robert Slater, J. R. Barret and Jacob Strine be and they are hereby appointed commissioners, to open books and receive subscriptions, and organize Subscriptions. a company, by the name, style and title of the Boatman's In- Title. surance and Transportation Company, with all the powers needful and necessary to carry out the true intent and meaning of this act, with the capital stock of one hundred thousand Capital. dollars, to be divided into shares of twenty-five dollars each : *Provided*, That the by-laws of this corporation shall not be Proviso. repugnant to the laws of the United States, or of this state.

SECTION 2. That the commissioners, mentioned in the first section of this act, shall give two weeks' notice of their meet- Notice. ing for the opening of the books, and receiving subscriptions for stock ; which notice shall be published in at least two papers published in the county of Dauphin.

SECTION 3. That the powers of this company shall be vested Managers. in five managers, to be chosen by ballot, annually, on the first Monday of January, at an annual meeting of the company, to Elections. be held, and each member being entitled to one vote.

SECTION 4. That every person, engaged in boating upon the Membership canals, in this commonwealth, may be a stockholder of this regulated. company, by subscribing to the stock thereof ; and on failure of any such member, or other stockholder, to pay the amount subscribed by him, when regularly notified by the president and secretary of the company, said person shall no longer be considered as a member thereof ; and all rights, as such, shall, from the date of said failure to pay, be forfeited.

SECTION 5. That the general meetings of this company shall General meet- be held, annually, on the first Monday of January, at some ing. convenient place, to be designated by the board of directors, and also, whenever called by the board of managers, or whenever requested by twenty members ; and they shall, at such general meetings, pass all by-laws, rules and regulations ne- By-laws. cessary, or vest the power so to do in the board of managers ; elections shall be by ballot ; each member entitled to one vote ; said elections to be conducted as directed by the by-laws ; the managers shall choose, from among their own number, one person to be president, one to be secretary, and, if Officers. necessary, one to be treasurer, and also appoint such other officers as may be deemed necessary, and to fix the salaries of Salaries.



- each, and require bonds for the faithful discharge of their duties, and in such sums as the interest of the company may require, and generally to have power in suspending, or removing, officers, and supplying vacancies, until the next election; at every annual meeting of the members a general statement of its affairs shall be presented.
- Vacancies.**      **SECTION 6.** That the president and managers shall have full power, on the part of the company, to make insurance against losses by fire, flood, or otherwise, of any boat, or boats, horses, mules, and other property, by any person, which is used in the transportation of goods, wares, merchandize, and other effects, coal, or other minerals, and to make, execute and perfect such and so many contracts, bargains, agreements, policies, and other instruments, as shall be necessary, and as the nature of the case shall, or may, require; and every such contract, agreement and policy, to be made by the said corporation, signed by the president and attested and signed by the secretary, and also, shall be signed by the party insured; and said corporation is hereby authorized to have a seal, with such device as they may deem proper, to be used by them as the common official seal of the company.
- May make insurance.**
- Contracts, how executed.**
- Seal.**
- Losses, how adjusted.**      **SECTION 7.** That any person, who has sustained loss, shall immediately give notice to the president of the company, who shall appoint a committee of three managers, to examine and report upon the same, and make such allowance, for said loss, as may be deemed necessary; and said company may fix such rates of insurance, and incidental charges, and fees, as may be deemed equitable and proper.
- Rate of charges.**      **SECTION 8.** That the said company shall also fix the rate of charges, in transporting all goods, wares, merchandize, or effects, or coal, or other minerals; according to which scale of prices, each boatman, who becomes a stockholder in this company, shall agree to transport, in his boat, or boats, upon said canals, to entitle him to the benefits and privileges of this company; and in case any such member shall transport in his boat, or boats, any goods, wares, merchandize, or effects, or coal, or any minerals, in violation of the scale of prices fixed by this company, the member, so offending, shall forfeit all his privileges as a member of the company, and be subject to such penalty as the board of directors may determine.

**JAMES R. KELLEY,**  
Speaker of the House of Representatives.

**DAVID FLEMING,**  
Speaker of the Senate.

**APPROVED**—The seventeenth day of May, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



No. 1020.

## A Supplement

To an act relating to the acknowledgment of deeds made out of the state, approved December fourteenth, one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any release, or other instrument of writing, being evidence of payment, or satisfaction, of any legacy, dower, or recognizance, charged upon lands, tenements, or hereditaments; and also any release, or other instrument of writing, given to any executor, administrator, assignee, trustee, or guardian, whether relating to real, or personal, estate, or any power of attorney given, to make and execute such release, or other instrument of writing, made and executed, as required by the laws of this state, in any of the United States, may be recorded in the same manner, and with the same effect, as releases, duly executed and acknowledged within this state, may be recorded: *Provided*, That the acknowledgment thereof be taken in due form, and according to the provisions of the third section of the act to which this is a supplement, and that it be certified as therein directed.

Certain instruments of writing may be recorded.

Acknowledgment.

SECTION 2. That any release heretofore made and executed, as required by the laws of this state, in any of the United States, the acknowledgment whereof is taken in due form, according to the provisions of this act, and the third section of the act to which this is a supplement, and certified as therein directed, shall be deemed good and valid in law, and may be recorded in the same manner, and have the same force and effect, as other valid releases have, or, if recorded, shall be received in evidence as such: *Provided*, That this section shall not affect any judicial decision heretofore rendered, or to be used in any case now pending in this commonwealth.

Certain releases, heretofore acknowledged, may be recorded.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1021.

**An Act**

To incorporate the Pecora White Lead, Zinc and Color Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

**Corporators.** That Robert D. Cox, U. Clark, Smith Duncan, M. Mitcheson, George Washington Reed, William T. Ray, their associates and assigns, be and they are hereby incorporated, and made a body politic and corporate, by the name, style and title of the Pecora White Lead, Zinc and Color Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving in its corporate name, property, real, personal and mixed, and of holding, owning and improving lands in the state of New Jersey, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or mining, or leasing, or disposing of the privileges to work, or mine such land, or any part thereof, and to erect houses, and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business; and to use, let, lease, or work the same, and to dispose of the products of such lands, mines and works as they may deem proper, and to compound, make, manufacture, sell and dispose of white lead, zinc, metallic and other paints, oils, varnishes, glass, dye-stuffs, et cetera, in the said the state of New Jersey, or the state of Pennsylvania.

**Style.**

**Privileges.**

**Buildings and works.**

**By-laws.** **SECTION 2.** That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal at their pleasure: *Provided,* That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

**Proviso.**

**Seal.**

**Contracts.**

**Directors.** **SECTION 3.** That the corporators, named in this act, shall elect five persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws; the said corporators shall also determine the amount of the capital stock of said company, but the same shall be divided into

**Capital.**

shares of fifty dollars each, and shall not exceed one hundred thousand dollars in amount.

SECTION 4. That it shall be lawful for said company to es-  
 tablish the necessary offices, factories and ware-houses, for  
 the business of said company, wherever their business is lo-  
 cated, but their principal office shall be in the city of Phila-  
 delphia, where it shall be lawful to hold all meetings for the  
 transaction of the business of the company. Offices.

SECTION 5. That the said company shall pay, to the com-  
 monwealth of Pennsylvania, a bonus of one-fourth of one per  
 centum on the actual capital stock of said company, which  
 shall be paid at the time of the payment of the enrolment tax;  
 and the directors of said company shall be at liberty to in-  
 crease the capital stock of said company, upon payment of a  
 proportionate bonus on the amount so increased: *Provided*,  
 That said company shall not own any lands in Pennsylvania. Bonus. Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thou-  
 sand eight hundred and sixty-six.

A. G. CURTIN.

No. 1022.

## An Act

To incorporate the Continental Iron and Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Represen-  
 tatives of the Commonwealth of Pennsylvania in General Assem-  
 bly met, and it is hereby enacted by the authority of the same,*  
 That A. E. Albright, Joseph Lippincott, J. D. Mitchell, S. Corporators.  
 W. Barnard and Joseph J. Albright, and such other persons  
 as shall be associated with them, and their successors, be and  
 the same are hereby erected into a body corporate and politic,  
 by the name and style of the Continental Iron and Coal Com- Title.  
 pany; and the capital stock of said company shall consist of  
 ten thousand shares, of one hundred dollars each, with power Capital.  
 to increase the same, from time to time, by vote of the stock-  
 holders, to an amount not exceeding ten thousand shares ad-  
 ditional.

SECTION 2. That the affairs of said company shall be man- Directors.  
 aged by a board of not less than five, nor more than nine, di-  
 rectors, one of whom shall be the president, who shall be President.



- Elections.** chosen by the stockholders; all elections shall be by ballot, and every share of stock, subscribed and paid in, shall entitle the holder to one vote.
- Votes.**
- Seal.** SECTION 3. That this corporation shall have and use a common seal, and the right to change, alter, or amend, the same at pleasure; and by the style and title aforesaid shall be capable, in law, to sue and be sued, in the several courts of this commonwealth, and may make all needful rules and regulations, and by-laws, for the well ordering of the business and affairs of the corporation, so that the same shall not conflict with the laws and constitution of this state, or of the United States.
- Privileges.**
- Real estate.** SECTION 4. That the said corporation may hold, in the counties of Luzerne and Lycoming, lands, not exceeding three thousand acres, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof, and all materials in, or upon, the same; the capital of said company may be employed in mining and vending iron ores, making and manufacturing iron, mining coal and limestone, and transporting and vending the same, and such other objects as are necessary, in the prosecution of said business; and the said company shall have the right to construct and operate lateral railroads from their mines, either of coal, or iron, not exceeding twenty miles in length, to connect with any railroad now constructed, or to be hereafter constructed, in the counties of Luzerne, or Lycoming.
- Mining and manufacturing privileges.**
- May construct lateral railroads.**
- Connections.**
- When act to take effect.** SECTION 5. That this act shall not take effect until one thousand shares of stock shall be subscribed and paid in, of which a statement, containing the names of the subscribers, and the amount subscribed by each, verified by oath, or affirmation, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue letters patent to the corporators.
- Letters patent.**
- May borrow money.** SECTION 6. The said company may borrow money, and create indebtedness, in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the same, and issue the securities of the said company therefor, in such form and manner, and payable in such places as they may deem proper, at a rate of interest, not exceeding seven per cent per annum, and dispose of such securities, in such manner and at such places as said board may direct.
- Security.**
- Subscriptions, how payable.** SECTION 7. That subscriptions of stock may be paid in, in real and personal estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority, in interest, of the subscribers and stockholders.
- Transfers of stock.** SECTION 8. That all transfers of stock in said company shall be entered on the stock books thereof; and said book shall, at all times, be open to inspection of any officer, or stockholder, of said company; and said transfers shall be made agreeably to the by-laws which may be adopted by said company.
- Bonus.** SECTION 9. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock, as subscribed and paid in, and on any



increase thereof, in four equal, annual, instalments, and such taxes on dividends as are, or may be, provided by law; and the stockholders shall be held individually liable to the amount of stock each one may hold, for all debts due mechanics, workmen and laborers employed by said company, and for country produce: *Provided*, No stockholder shall be individually liable for any such debt, unless the same shall be sued for within one year after the same shall become due. Individual liability. Proviso.

SECTION 10. That the legislature reserves the right to amend, alter, or repeal, this act of incorporation at any time; in such manner, however, as shall do no injustice to the corporators. Reservation.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1023.

## An Act

To authorize the sale of the Free Will Baptist church building, in the borough of Fayette City, Fayette county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the trustees of the Free Will Baptist church of the borough of Fayette City, Fayette county, be and they are hereby authorized to sell, at public sale, the church property of said Free Will Baptist church, situate in said borough, at such time as they may deem proper; and that upon such sale, John Tiernan, one of said trustees, be authorized to convey to the purchaser, by deed, such estate as said church may have, in said property; and that the proceeds of such sale shall be disposed of in such manner as a majority of the members of said church may direct.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1024.

**An Act**

To incorporate the Elk Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That John S. Thackeray, Edward F. Brother and William T. Thackeray, and their associates, be and they are hereby created a body politic, by the name, style and title of the Elk Gold and Silver Mining Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in the territory of Colorado, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to purchase machinery, and erect such buildings and other works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

Title.

Privileges.

Real estate.

Mining privileges.

Capital. SECTION 2. That the capital stock of this company shall consist of fifty thousand shares, and the par value of each and every share shall not exceed ten dollars; the stockholders of this company, or a majority of them, (each share representing one vote,) shall have power to increase the capital stock to one hundred thousand shares, at the par value of ten dollars each share, but in no case shall the capital stock exceed that amount.

Votes.

By-laws. SECTION 3. The company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution and laws of the commonwealth of Pennsylvania and of the United States, nor of the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing their capital, in such form, and subject to such regulations as they may, from time to time, prescribe, by their by-laws, and regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Proviso.

Seal.

Directors. SECTION 4. That the corporators, named in this act, shall elect not less than five, nor more than seven persons, to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall

Quorum.

hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 5. That it shall be lawful for the said company to Officers. establish the necessary offices, for the business of the company, wherever their business is located, and their principal office may be in Philadelphia.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty six.

A. G. CURTIN.

No. 1025.

## An Act

To authorize the Pittsburg and Connellsville Railroad Company to change a portion of their road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Pittsburg and Connellsville Railroad Company are hereby authorized and empowered to shift, or change, the site of their railroad, at any place they may deem expedient, between a point one mile west of their station at Port Perry, and their depot at the city of Pittsburg: *Provided*, That the damages incurred, in so changing the location of any portion of said railroad, shall be ascertained and paid as is provided for in the eleventh section of the act of February nineteenth, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies:" *And provided*, That the route, thus selected, shall not pass through any burying ground, or place of public worship, or any dwelling house, in the occupancy of its owner, or owners, without his, her, or their, consent, nor change the present terminus of said railroad, in the city of Pittsburg.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1026.

**An Act**

To authorize the construction of a bridge over Oil creek, at, or near, the fording, at the Boyd farm, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Erection of  
bridge author-  
ized.

That Isaac N. Patterson, John M. Dickey and James S. Patterson, their heirs and assigns, be and are hereby authorized to construct, maintain and keep up a bridge across Oil creek, at, or near, the fording, at the Boyd farm, and to erect gates, and demand and receive tolls for crossing said bridge, not exceeding the following rates : For each person and horse, five cents ; for each one horse and cart, or wagon, ten cents ; for each one horse and carriage, twelve cents ; for each two horses and wagon, or carriage, fifteen cents ; for each additional horse, five cents ; for each horse, with, or without, a rider, five cents ; for each yoke of oxen, ten cents ; for each head of horned cattle, three cents ; for each head of sheep, or swine, one cent ; and for all others, not enumerated in this list, the amount received by other bridges, of like character, crossing said creek ; and in no case shall the driver, or owner, of any horses, or cattle, be permitted to lead, or drive, more than twenty head on the said bridge, at the same time.

Tolls.

Prohibition.

Fast driving,  
&c., prohibited.

SECTION 2. That if any person, or persons, shall wilfully ride, drive, or lead, any horse, or other animal, faster than a walk, when crossing said bridge, he, she, or they, so offending, shall, for every such offence, forfeit and pay the sum of five dollars, to be collected for the use of the said Isaac N. Patterson, John M. Dickey and James S. Patterson, as fines of like amount are, by law, recoverable.

Penalty.

Certain provi-  
sions extended  
to.

SECTION 3. That all general laws of this commonwealth, for the protection of bridges, are hereby made applicable to the aforesaid bridge ; and all remedies given to bridge companies, by general laws, against violation of the same, and injuring bridges and evading the payment of tolls, are hereby given to the said Isaac N. Patterson, John M. Dickey and James S. Patterson.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 1027.

## An Act

To authorize Dutson B. Barker to establish and maintain a ferry over Oil creek, at Rouseville, in the county of Venango.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Dutson B. Barker, his heirs and assigns, be and they are hereby authorized and empowered to keep, establish, maintain and operate a public ferry, across Oil creek, from a point near the Shaft well, at Rouseville, on the east side of said creek, to a lease held by the said Dutson B. Barker, on the lower part of the Steel farm, on the west side of said creek. Establishment of ferry authorized.

**SECTION 2.** That said Dutson B. Barker, his heirs and assigns, shall own the same, and shall establish, maintain and keep up the said ferry, and furnish all needful facilities for foot passengers, crossing said creek, either with ordinary boats, or by the aid of a rope, or wire: *Provided,* That not more than five cents shall be charged for conveying a passenger across said creek: *And provided,* The said ferry shall be subject to the general laws of this commonwealth, relating to public ferries: *And provided further,* That the said ferry shall not interfere with the navigation of said creek, nor with the rights of property owners on the same: *And provided further,* That said Dutson B. Barker, his heirs and assigns, shall pay to the owner, or owners, or any lands, on which said landings, or other improvements, shall be made, of posts for said rope, or wire, shall be erected, all damages which shall accrue to said owner, or owners, in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now by law assessed. Maintenance thereof, relative to. Proviso. Proviso. Proviso.

**SECTION 3.** That if any person, or persons, shall wilfully pull down, cut, or break, or in any way injure, or destroy, any rope, wire, boat, or other property, or shall take from its mooring any craft, or boat, belonging to said ferry, he, she, or they, so offending, shall each of them forfeit and pay, to the said Dutson B. Barker, his heirs and assigns, the sum of twenty dollars, in addition to all damages sustained by the owner of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution, or relief from any law of this commonwealth, exempting property from levy and sale for debt. Penalty for wilful injuries done to.

**SECTION 4.** That all persons, except the said Dutson B. Barker, his heirs and assigns, are hereby prohibited from using the said Oil creek, for the purposes of a ferry for foot passengers, within the distance of half a mile above, and half a mile below the ferry hereby authorized; and any person, or persons, violating the provisions of this section of this act, shall Prohibition as to other ferries within certain limits.

forfeit and pay, to the said Dutson B. Barker, his heirs and assigns, the sum of fifty cents, for every passenger ferried over the said creek, within the above mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1028.

## A Supplement

To an act, entitled "An Act to incorporate the Nottingham Coal Company," approved twenty-first day of March, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of section five of said act, as consolidates the offices of president and treasurer, is hereby repealed, and that at the next annual election for officers of said company, one person shall be voted for as treasurer.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1029.

## An Act

To incorporate the Schuylkill County Turnpike Road Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Eli Bowen, Michael Beard, Edward S. Silliman, George W. Johns, Philip Kobb, Charles W. Pitman, Joseph M. Feger, Samuel E. Griscom, S. Wright, George De B. Kime and John M. Wetherill be and are hereby appointed commissioners to open books, and receive subscriptions, and organize a company, by the name, style and title of the Schuylkill County Turnpike Road Company, with power to construct a turnpike, or plank road, or part turnpike and part plank, from the borough of Pottsville to Mahanoy station, on the Catawissa railway, in Union township, in said county, and ten miles further north, or east, if deemed advisable, on the site of any existing public road, or roads, or otherwise, as the said commissioners, or company, may direct; also, from Pottsville to Tamaqua, and from Pottsville to Minersville and Tremont, with power to diverge laterally, from the main trunk, five miles, in any direction throughout the coal region, subject to all the provisions and restrictions of an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as they are hereby altered, or supplied.

Commissioners.

Name.

Route.

Subject to.

**SECTION 2.** That the capital stock of said company shall consist of three hundred shares, of fifty dollars each share: *Provided,* That the said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the said road, and carry out the true intent and meaning of the act.

Capital.

Proviso.

**SECTION 3.** That it shall be lawful for the said company to make use of any county bridge, on the line of the route of their road, and also use the whole, or any part, of any public street, or road, and locate the road upon the ground occupied by any public street, or road; and the courts of quarter sessions of the respective counties through which the road of said company may pass, shall appoint viewers to view and vacate such parts of any public road as shall be used, or rendered useless, by the construction of said company's road, as is provided by the general road laws of this commonwealth, in the cases of roads which have become useless.

May use public bridges, streets, &amp;c., in making location, &amp;c.

**SECTION 4.** That the president and managers of said company shall have power to establish and regulate rates of tolls, not exceeding double the rates established by the act, herein-

Tolls.

before mentioned, and to erect toll gates, and collect tolls, whenever one mile of their road shall have been completed.

May borrow money.

SECTION 5. That the said company shall have power to borrow money, at any rate of interest, not exceeding eight per centum per annum, for the purpose of completing their road, and issue bonds therefor, and secure the same by mortgage of their road and franchises.

Repeal.

SECTION 6. That any acts, inconsistent with the rights and franchises, hereby granted, be and the same are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1030.

## An Act

Enlarging the powers of the orphans' court, so as to discharge liens on real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

On petition of party interested in lien, court may make order for payment, &c.

That in all cases in which a proceedings, in the orphans' court of any county, any money has been charged upon real estate, payable at a future period, it shall be lawful for any person, claiming an interest therein, when the same shall have become payable, to apply, by bill, or petition, to the said orphans' court, for the payment of the same; whereupon, such court having caused due notice to be given to the owner of such real estate, and to such other persons as may be interested, shall proceed, according to equity, to make such decree, or order, for the payment of the said charge, out of such real estate, as shall be just and proper.

Owner of real estate may pay amount of charge into court, &c.

SECTION 2. It shall be lawful for the owner of such real estate, so charged, when the same shall become payable, to pay the amount of such charge into the said orphans' court; which payment shall operate as a complete discharge thereof; and the said orphans' court may, thereupon, appoint a suitable person as auditor, to distribute the same among those

*Hook's Appeal 67th 72 C. 365*



legally entitled thereto, and shall make such decree, or order, Distribution. thereon as shall be just and proper.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1031.

## An Act

In relation to huckstering, in the counties of Bedford, Cumberland, Franklin, Fulton and York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall not be lawful for any person, or persons, to huckster, buy, or barter for, within the limits of the counties of Bedford, Cumberland, Franklin, Fulton and York, with the intent to sell, or dispose of, to any person, or persons, outside of the said counties, respectively, butter, eggs, dried fruit, veal, chickens, turkeys, geese, ducks, or other poultry, without first taking out an annual license from the treasurers of said counties respectively; which said licenses the said county treasurers are hereby authorized to grant to all applicants, upon the payment of the following sums of money, to wit: To persons residing within the county in which he, she, or they, may make application for a license to huckster, with one horse and wagon, the sum of ten dollars; and for such license, with two, or more, horses and wagons, the sum of fifteen dollars; and to persons residing without the county, in which application is made for a license to huckster, with one horse and wagon, the sum of one hundred dollars; and for such license, with two, or more, horses and wagons, the sum of one hundred and fifty dollars: *Provided*, That the treasurer, granting such license, shall be entitled to the sum of two dollars for each license so granted, which shall be paid by the applicant at the time of receiving said license: *Provided further*, That nothing herein contained shall prevent merchants, or store-keepers, from disposing of, or sending to market, anywhere, any produce, marketing, or

Huckstering, except by licensees, prohibited.

Licenses, how obtained.

Proviso.

Proviso.

Proviso.

poultry, mentioned in this act, which has been taken in at their stores, or places of business, from persons producing the same: *And provided further*, That merchants, or store-keepers, using, or employing, a horse, or wagon, or horses and wagons, to gather up produce, marketing, or poultry, after the manner of hucksters, shall, in addition to the sum they are now required, by law, to pay for their licenses, as merchants, or store-keepers, pay fifty per centum of the amount fixed in this act, for licenses to hucksters.

Penalty for violating provisions hereof.

SECTION 2. Any person, or persons, violating any of the provisions of this act, shall be guilty of a misdemeanor, and on conviction thereof, be sentenced to pay a fine of one hundred dollars, one-half thereof for the use of the county, in which such conviction was had, and the other one half for the use of the informer; and in default of the payment of such fine, such person, or persons, shall undergo an imprisonment in the county jail of such county, for a period, not less than twenty, nor more than thirty, days.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1032.

## An Act

For the relief of the Erie Coal Company of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.*

May hold real estate, &c., in Sullivan county.

That the Erie Coal Company of Pennsylvania may, in its corporate name, take, hold and convey real and personal estate, in the county of Sullivan, and may direct its operations, and appropriate its funds, for this purpose; and this shall be considered one of the purposes for, and one of the places within, which such corporation is established; and the board of directors of said company are hereby authorized to increase its capital stock, from time to time, to one hundred thousand shares.

Increase of capital authorized.

May borrow money.

SECTION 2 That the Erie Coal Company of Pennsylvania be and they are hereby authorized and empowered to borrow

any sum, or sums, of money, not exceeding five hundred thousand dollars, and to issue their bonds therefor, and secure the payment of the same, by a mortgage, executed to such trustee, or trustees, as they may select, of all the real estate, corporate property and franchises now owned, or hereafter to be acquired, by them : *Provided*, That no bond shall be issued for a less denomination than one hundred dollars : *Provided*, This corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the increased capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law ; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers, employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Security.

Proviso.

Proviso.

Bonus.

Individual liability.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1033.

## An Act

Relating to the fees and dues of constables and justices of the peace, in the county of Cumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for the commissioners of Cumberland county to grant any order, or orders, on the treasurer of said county, for the payment of any fees for the arrest, or commitment, of any va-

## LAWS OF PENNSYLVANIA,

grant, or intoxicated person, out of the county money; and all laws, inconsistent herewith, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1034.

## An Act

To incorporate the Pottstown Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Isaac Fegley, M. B. Casselberry, John C. Smith, William Auchenbach, Joseph Mintzer, M. H. Richards, Jonas Smith, Henry Gable, W. L. Williamson, George R. Clark, Amos Pennypacker, William Rader, John E. Spare, Emanuel Binder, Frederick Slonaker and Christian H. Bleim, and their associates, and all persons who may hereafter be holders of the stock, hereinafter mentioned, are hereby created a body corporate, by the name of the Pottstown Market Company, to have perpetual succession, to sue and be sued, to have a common seal, to purchase and hold such real and personal estate as may be necessary, for the purposes of the corporation, and to sell, mortgage, or lease, the same, as they shall deem expedient.

Name.

Seal.

Object.

SECTION 2. That the object and purposes of the said corporation shall be to erect and maintain a suitable building, with stalls, in the borough of Pottstown, to be appropriated and used as a public market house, for the sale of meats, vegetables, victuals and provisions; and the said building and stall shall be leased, or disposed of, in such manner, and on such terms and conditions, as shall be determined by the managers.

Capital.

SECTION 3. That the capital stock of said corporation shall be six thousand dollars, with the privilege of increasing the same to ten thousand dollars, to be divided into shares, of fifty dollars each, certificates of which shall be issued, and the stock transferred, in such manner as the managers shall determine.

Certificates.

Managers.

SECTION 4. That the government and control of said corporation, and its property, shall be vested in a board of seven



managers, who shall be elected, by ballot, from among the stockholders; they shall choose one of their number president of the board, and shall appoint a secretary, treasurer, and other necessary officers; they shall continue in office until their successors are elected, and fill all vacancies occurring in their body; the persons, named in the first section of this act, shall call a meeting of the stockholders, at such time and place as they shall designate, giving one week's public notice thereof, in at least one newspaper published in said county, for the purpose of electing managers, to serve until the annual election.

Officers.  
Vacancies.  
Meeting of stockholders.

SECTION 5. That when any subscriber, or subscribers, to the capital stock of said company, shall have been, for a period of one month, or more, in default, in not paying the full amount of their respective subscriptions, agreeably to the requirements of the managers, it shall be lawful for the said managers to declare said stock forfeited, and thereupon such subscribers shall cease to have any interest in such stock: *Provided*, That before any such forfeitures shall take place, twenty days' notice shall be given to such stockholder, either personally, or by publication, once a week, for two successive weeks, in one weekly newspaper published in the county of Montgomery.

Unpaid subscriptions.  
Forfeiture.  
Proviso.

SECTION 6. That annual meetings of the stockholders, for electing managers, and transacting other business, shall be held on the first Saturday of January, public notice thereof being given, as provided in section four; but should such election not be held, the corporation shall not, for that cause, be dissolved, but such meeting and election shall take place as soon thereafter as may be, notice thereof being given, as aforesaid; special meetings of the corporation shall be held as may be provided by the by-laws; the stockholders, in general meeting, may, if they see proper, enact by-laws for the government of the corporation and its officers; in the election of managers, and in the decision of all questions in the meetings of stockholders, those present in person, or by proxy, shall be entitled to one vote for each share of stock held by them.

Annual meetings.  
By-laws.  
Votes.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1035.

## An Act

Authorizing the borough council of the borough of Bethlehem, Pennsylvania, to purchase the water works, real estate and improvements of the Bethlehem Water Company; also, to make all such necessary improvements and extensions required, to borrow money, and appoint water commissioners to carry out said object.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Water commis-  
sioners.

Proviso.

That the borough council of the borough of Bethlehem, Pennsylvania, shall have power to elect, by ballot, three persons as water commissioners, one person to serve for the term of one year, one person to serve for the term of two years, one person to serve for the term of three years; and thereafter they shall annually elect one person, to serve for the term of three years: *Provided*, That a majority of the commissioners, so elected, shall be members of council, and that before taking their seats, as commissioners, they shall enter into bonds, in the sum of one thousand dollars, for the faithful performance of their duties, during their term of office, to be approved by the burgess and council of the borough of Bethlehem.

Issue of bonds  
authorized.

Proviso.

Proceeds, how  
to be applied.

Construction of  
works, &c.

SECTION 2. The said commissioners, in conjunction with said council, shall have power to issue coupon bonds, to the amount of fifty thousand dollars, with the privilege of extending the same to seventy-five thousand dollars; said bonds to bear interest at the rate of six per centum per annum; said interest to be paid semi-annually; bonds to be redeemable in ten years, the council having the privilege of renewing the same to fifteen years: *Provided*, That no bonds shall be issued of a less denomination than fifty, nor greater than five hundred, dollars; the amount received from said bonds to be applied to the purchase of the Bethlehem Water Company's water works, and for the extension thereof, and all necessary improvements required, and the continuance of introduction from the Bethlehem spring, or any other point, which may be determined upon by said council and commissioners; that the said commissioners and council, for the purpose aforementioned, be and are hereby authorized to construct a basin, or reservoir, for water, to hold a sufficient supply for the said borough, on ground, to be secured for said purpose, and shall proceed to construct the same, dig trenches, and lay down pipes, when deemed necessary, along the streets and alleys of said borough, and shall have liberty, at all times, to renew and repair the same, shutting up and amending any trenches which may be made, as soon as possible.

SECTION 3. That the citizens shall have the use of the water for domestic and other purposes, for such reasonable compensation as shall, from time to time, be agreed upon by the said council and commissioners, having regard to the quantity of water which applicants are likely to consume: *Provided*, That the owners of the freehold, on and upon which said water is taken and used, shall, in all cases, be the parties with whom such contract, for the use of the water, shall be made, and the said real estate be bound, and be liable for the payment of the same, excepting and reserving, to the council and water commissioners, the right to contract with the lessees, or tenants, if they see proper to do so.

Use of water, by citizens, relative to.

Proviso.

SECTION 4. That the said council and water commissioners, and their successors in office, their superintendents, engineers and laborers, with their tools, instruments, carts, wagons and other carriages, beasts of burthen, or draft, may enter upon any lands, streets, alleys, lanes, or highways, whenever such entry shall be necessary for the purpose of bringing said water from the reservoir, or of introducing said water to any point, for any purpose, within and about the said borough, and to lay pipes, for the conveyance of water, through the said land, from time to time, and at all times thereafter, and, if necessary, for the purpose of taking up, and repairing, and laying down again, said pipes as often as the same may be required, and also, to take and convey sand, stone, earth and other materials necessary to the construction of said reservoir, or other improvements required, or to the proper laying down of the said pipes.

Right to enter upon lands, &c., and use materials.

SECTION 5. That if the parties cannot agree upon the compensation to be made the owner, or owners, of any such lands, enclosures, public, or private, road, highways, it shall and may be lawful for either party to present his, or their, petition to the court of quarter sessions of the county, setting forth the facts, and praying the court to appoint proper persons to view the lands and premises, and value the same, or assess the damages; whereupon the court shall appoint three suitable and disinterested persons, whose duty it shall be, after being first sworn, or affirmed, to view the lands and premises, and injuries complained of, and make report of the damages done, or value of the said lands, to the next court of quarter sessions; upon which report judgment shall be entered, and execution issued, as in other cases of debt; nevertheless, should either party feel himself, or themselves, aggrieved, they shall have the privilege of filing exceptions to said report, at any time, during the first week of the court, and, also, a right to a writ of error; for which services the viewers shall be entitled to one dollar per day, and the officers of the court the same fees as, for similar services, or proceedings, in other cases, to be paid by the parties against whom the report shall be made.

Compensation, relative to.

Mode of assessing damages, in case parties fail to agree.

Judgment on report of viewers.

Writ of error.

SECTION 6. That the council and water commissioners of the borough of Bethlehem, in council assembled, shall have full power and authority to pass, ordain and enact all laws and ordinances to enable them to convey the said water, in sufficient quantities, through the borough, and fix hydrants,

Ordinances regulating works, &c.

or fire plugs, wheresoever they may deem proper, and to fix and determine the uniform rate, or prices, or alter them at their pleasure, to be paid by the citizens, for the use of the said water, and generally to do all things requisite and necessary for carrying into full and perfect effect all the objects contemplated by this act.

Water rents,  
application of.

SECTION 7. That the water rents accruing shall be applied entirely to the payment of the interest, principal and expenses of the debt contracted for the purchase of the Bethlehem Water Company's water works, and for the extension, and all necessary improvements required, until the whole is paid.

Enforcement of  
ordinances.

SECTION 8. That it shall be the duty of the said commissioners to carry out, execute, or to have executed, the ordinances, by-laws, or plans, adopted by the council and themselves.

Tax authorized.

SECTION 9. That the said council and water commissioners shall have full power and authority to assess a tax upon all real estate, or in front of which their mains are laid, within the corporate limits of said borough, for the purpose of defraying the expenses of carrying on said water works, when purchased, as a protection tax, and for the benefit and advantage to be derived from the introduction of the said water, due discrimination being had between such real estate as may be improved, and such as is not improved, or in front of which their main is laid : *Provided*, The water rents are not sufficient to meet such expenses.

Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 1036.

## An Act

Confirming certain deeds, and assuring the title of W. J. Watkins, to a certain tract of land, situate in Deerfield township, Warren county. \*

WHEREAS, A. H. Ludlow, late of the county of Warren, and state of Pennsylvania, by deed, dated November nine, one thousand eight hundred and fifty-four, and recorded in the recorder's office of said county, in deed book O, pages five hundred and ninety and five hundred and ninety-one, conveyed



to the Cincinnati, Cambridge and Chicago Short Line Railroad Company, a certain parcel, or tract, of land, in Deerfield township, Warren county, Pennsylvania, known and described as the M. Roupe lot, containing one hundred acres of land, more, or less ;

*And whereas*, The Cincinnati and Chicago Railroad Company, (formerly the Cincinnati, Cambridge and Chicago Short Line Railroad Company,) by deed, dated September second, one thousand eight hundred and sixty-one, and recorded in the recorder's office of said county, in deed book W, pages one hundred and five and one hundred and six, conveyed the same to Joseph Landphere ;

*And whereas*, The said Joseph Landphere, and Jane, his wife, by deed, dated March twenty-four, one thousand eight hundred and sixty-five, and filed, for record, in the recorder's office of said county, conveyed the same to W. J. Watkins ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the foregoing recited deeds be and they are hereby made and declared legal and valid ; and that the said Watkins is entitled to the possession and enjoyment of said land, the same as though foreign corporations had the right, by law, to hold and convey real estate in this commonwealth.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1037.

## An Act

To authorize the heirs of John Stahl to sell certain real estate.

WHEREAS, John Stahl, of the county of Lehigh, in and by his last will and testament, duly proved, on the fifteenth day of February, Anno Domini one thousand eight hundred and thirty-three, and remaining on record in the office of the register of wills, et cetera, in and for the county of Lehigh, did *inter alia*, give, devise and bequeath unto his wife, Magdalena, all that certain messuage, tenement and tract of land, situate

it Upper Saucon township, in said county of Lehigh, adjoining lands of Jacob Bachman, Jacob Mohr and others, containing about ten acres, with the appurtenances thereunto belonging, during her natural life, or as long as she should remain his widow; but on these conditions, that his said wife should keep the same in good repair; and directed by his will that after her decease, or marriage, his executor should sell the aforesaid tract of land, at public sale, at the best price that might be gotten for the same, and that the proceeds thereof should be equally divided among all his heirs:

*And whereas,* The said tract of land has become unproductive and insufficient for the support of the said Magdalena, and is deteriorating and becoming of less value, and it is alleged that it would be much to the advantage of all the parties interested, that the same should be sold, and the executor of said John Stahl, deceased, is now dead; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Magdalena Stahl, aforesaid, be and is hereby authorized and empowered to grant, bargain, sell and dispose of the said messuage, tenement and tract of land, at public, or private, sale, and to make, execute and deliver good and sufficient deed, or deeds, to the purchaser, or purchasers, thereof, in fee simple, freed from any and every estate, trust, contingency, limitation, or restriction, created under and by the will aforesaid; which said deed, or deeds, shall vest in the purchaser, or purchasers, a title as valid as was in the said John Stahl, in his lifetime: *Provided,* That the purchase money be vested in and secured by a mortgage on the premises sold, and that the interest thereof be made payable to the said Magdalena Stahl, annually, during her natural life, for her own exclusive use and benefit; and the principal sum, within one year after her death, to the heirs of the said John Stahl, deceased, in equal shares, in the same manner as was provided for the division of the proceeds arising from the sale thereof, after the death, or marriage, of the said Magdalena Stahl, in the last will and testament of the said John Stahl, deceased.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirty-first day of May, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1038.

## A Further Supplement

To the election laws of this commonwealth.

WHEREAS, By the act of the Congress of the United States, entitled "An Act to amend the several acts heretofore passed, to provide for the enrolling and calling out the national forces, and for other purposes," and approved March third, one thousand eight hundred and sixty-five, all persons who have deserted the military or naval service of the United States, and who have not been discharged, or relieved from the penalty, or disability therein provided, are deemed, and taken, to have voluntarily relinquished, and forfeited, their rights of citizenship, and their rights to become citizens, and are deprived of exercising any rights of citizens thereof: Preamble.

And whereas, Persons, not citizens of the United States, are not, under the constitution and laws of Pennsylvania, qualified electors of this commonwealth:

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all elections hereafter to be held in this commonwealth, it shall be unlawful for the judge or inspectors of any such election to receive any ballot, or ballots, from any person, or persons, embraced in the provisions, and subject to the disability, imposed by said act of Congress, approved March third, one thousand eight hundred and sixty-five, and it shall be unlawful for any such person to offer to vote any ballot, or ballots. Persons under disability, imposed by certain act of congress, prohibited from voting.

*SECTION 2.* That if any such judge and inspectors of election, or any one of them shall receive, or consent to receive, any such unlawful ballot, or ballots, from any such disqualified person, he, or they, so offending, shall be guilty of a misdemeanor, and, upon conviction thereof, in any court of quarter sessions of this commonwealth, he shall, for each offence, be sentenced to pay a fine of not less than one hundred dollars, and to undergo an imprisonment, in the jail of the proper county, for not less than sixty days. Penalty for receiving such votes.

*SECTION 3:* That if any person deprived of citizenship, and disqualified as aforesaid, shall, at any election, hereafter to be held in this commonwealth, vote, or tender to the officers thereof, and offer to vote, a ballot, or ballots, any person, so offending, shall be deemed guilty of a misdemeanor, and on conviction thereof, in any court of quarter sessions of this commonwealth, shall, for each offence, be punished in like manner as is provided in the preceding section of this act, in the case of officers of election receiving such unlawful ballot, or ballots. Disqualified person voting, or offering to vote, to be liable to certain penalty.

*SECTION 4.* That if any person shall hereafter persuade, or advise, any person, or persons, deprived of citizenship, and



Penalty for advising the offer of such illegal vote.

disqualified as aforesaid, to offer any ballot, or ballots, to the officers of any election, hereafter to be held in this commonwealth, or shall persuade, or advise, any such officer to receive any ballot, or ballots, from any person deprived of citizenship, and disqualified as aforesaid, such person, so offending, shall be guilty of a misdemeanor, and upon conviction thereof, in any court of quarter sessions of this commonwealth, shall be punished in like manner as is provided in the second section of this act, in the case of officers of such election receiving such unlawful ballot, or ballots.

Adjutant general to procure official evidence relative to deserters, &c.

SECTION 5. That it shall be the duty of the adjutant general of this commonwealth to procure, from the proper officers of the United States, certified copies of all rolls and records containing official evidence of the fact of the desertion of all persons, who were citizens of this commonwealth, and who were deprived of citizenship, and disqualified by the said act of congress, of March third, one thousand eight hundred and sixty-five, and to cause to be recorded, and preserved, in books to be provided and kept for that purpose, in his office, full and complete exemplifications of such rolls and records, and to cause true copies to be made thereof, and furnished to the clerks of the several courts of quarter sessions of this commonwealth, accurate duplicates, or exemplifications, of such rolls and records, embracing the names of all such disqualified persons as had their residence within the limits of said counties, respectively, at the time of their being marked or designated deserters; and it shall be the duty of the clerks of the several courts of quarter sessions of this commonwealth to preserve, in books to be kept for the purpose, all such copies and exemplifications of such rolls and records, so furnished, and to allow access thereto, and furnish certified copies therefrom, on request, in like manner, as in the case of other records of such courts.

To furnish same to clerks of the several courts of quarter sessions.

Duty of clerks, relative to.

*Prima facie* evidence of desertion.

SECTION 6. That a certified copy, or extract, of any such record, from the clerk of a court of quarter sessions of this commonwealth, shall be *prima facie* evidence, before any election board, of the fact of desertion, and consequent disability and disqualification as an elector: *Provided*, That if any person shall wilfully use, or present, any false, fraudulent, or forged paper, purporting to be a certified copy, or extract, as aforesaid, he shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished in like manner as is now provided in the second section of this act: *And provided however*, That if, by the production of a certificate of his honorable discharge, it shall appear that such person, so offering to vote, was in the military service of the United States before, and at the time of his being drafted into such service, and, thereupon, failing to report, or, in case of the fact of desertion appearing by certified copy of his company roll, if it shall appear that he was afterwards acquitted thereof, and honorably discharged, such proof shall be received as evidence to disprove his said disqualification: *And provided further*, That if any person, liable to be objected to, as disqualified as aforesaid, shall produce, before any board of election officers, any

Proviso.

Penalty for offering forged certificates.

Proviso.

Disqualification, how disproved.

Proviso.



false, or fraudulent paper, purporting, or pretended to be his honorable discharge from the United States service, he shall be deemed guilty of forgery, and, on conviction thereof, shall be punished as persons are now, by law, punishable for forgery. Penalty for producing forged discharge papers.

SECTION 7. That it shall be the duty of the judges and inspectors of elections, hereafter to be held in this commonwealth, whenever the name of any person, offering to them a ballot, or ballots, shall be found upon a certified copy or extract furnished from said rolls or records, by a clerk of a court of quarter sessions, marked as a deserter; or whenever any person shall be objected to as disqualified, as aforesaid, at any election, by any qualified voter, at the request, or suggestion, of such persons so offering a ballot, to examine such person on oath, or affirmation, as to the fact appearing from such certificate, or alleged against him, by the elector so objecting, and if he deny it, as to his reasons therefor: *Provided however*, That if any of his answers, under such examination, are false, such person shall be deemed guilty of the crime of perjury, and, upon conviction thereof, he shall be punished as persons are now punishable, by law, for perjury. Election officers to examine, under oath, certain persons offering to vote.  
  
Proviso.

SECTION 8. That it shall be the duty of the sheriffs, in the several counties of this commonwealth, to insert in their proclamations of elections, hereafter to be held, the first four sections of this act, with the preamble thereof, and upon conviction of any violation of the requirement of this section, any sheriff shall be deemed guilty of a misdemeanor in office, and be punished in like manner as the offences prohibited by the second, third and fourth sections of this act are punishable. Certain provisions to be inserted in sheriffs' proclamations.  
  
Penalty for neglect.

SECTION 9. That in the trial of all cases, arising under this act, it shall be the duty of the courts trying the same, to inquire into, and determine, any question of fact as to alleged desertion involved therein, upon proofs, furnished by exemplifications or extracts from such rolls, or records, duly certified, by the proper clerk of a court of quarter sessions, which are hereby made evidence thereof, and, also, from such proof, by parol, as may be given in evidence by either party: *Provided*, That the provisions of this act, so far as applicable, shall apply to persons who voluntarily and without any kind of duress, or constraint, enlisted in the rebel service. Proofs on which desertion may be determined.  
  
Proviso.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The fourth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1039.

*An Act*

To incorporate the Pittsburg and Campbell's Run Coal Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That James Wood, Joseph Ross, W. J. Richardson, William Glass, John Ross, and their associates, successors and assigns, and all such persons and parties, companies, or corporations, as shall become stockholders, in the company hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name and style of the Pittsburg and Campbell's Run Coal Railroad Company, and by said name, style and title shall have succession, and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, and to appoint all necessary agents, and to carry on, manage and develop their business in and preparing of coal and other minerals, in all the various ways desirable, and to open mines, sink shafts, erect machinery, to make and operate railroads, from any portion of their lands, and to connect with any railroad in Allegheny county, at whatever points they may desire, and to make such depots, platforms, turn-outs and lateral roads, as they may deem necessary, not exceeding ten miles in length, and take and hold such lands as may be necessary for the convenient working of said roads, and to buy, sell and dispose of coal and other minerals, as they may deem proper, or necessary, in the prosecution of their business; and for that purpose shall have power to purchase and hold, in fee simple, under lease, or otherwise, any number of acres of land, not exceeding, at one time, one thousand, in the county of Allegheny, and to purchase and hold, as such, personal and other property as may be necessary, or convenient, for the prosecution of their business, and to sell and dispose of their property, real and personal, of said company.

Style.

Seal.

Privileges.

Capital.

SECTION 2. That the capital stock of said company shall be two hundred and fifty thousand dollars, to be divided into shares of fifty dollars each, with the power to increase the same, from time to time, in such manner as may be provided by the by-laws of said company; which said shares of stock shall be personal estate, and transferable as may be provided by the by-laws of said company; and the above named corporators, or such of them as may act, are hereby

Increase.

Subscriptions.

authorized to receive subscriptions to said stock, in such manner as they may determine, either in money, or real estate.

SECTION 3. That a majority of the corporators, herein named, may proceed to open books, for subscription to the capital stock of said company, at the cities of Pittsburg and Philadelphia, and when two hundred shares of stock are subscribed for and fully paid in money, or property, as herein provided, the corporators, named in this act, or a majority of them, shall call a meeting of the stockholders, for holding the first election of directors of said company; and when said election is made, this act shall take full effect; each share of stock to be entitled to one vote; and stockholders may vote in person, or by proxy. Directors, election of. Votes.

SECTION 4. The said board of directors shall be stockholders, to consist of not less than five persons; the said directors shall elect one of their number as president; said board of directors shall be elected annually, after the first election, and in such manner, and at such times, as the by-laws of said company may provide, and shall hold their offices for one year, and until their successors are elected; but any failure, or omission, to elect such directors, annually, shall in nowise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of said company, in any way; and shall have power to fill all vacancies, occurring in their own body, until the next succeeding election by the stockholders; and a majority of said board shall form a quorum, for the transaction of business, and appoint such other officers and agents as the business and interests of the company may require, and shall have power to make such by-laws as may be required, to regulate the affairs of said company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of the commonwealth. President. Annual election. Failure to elect not to impair charter. Quorum. By-laws.

SECTION 5. That the said Pittsburg and Campbell's Run Coal Railroad Company, in addition to the office for the general transaction of business, in the county of Allegheny, may also have an office in the city of Philadelphia. May have office in Philadelphia.

SECTION 6. That the said company may borrow money, in such way and manner as the board of directors may deem necessary, for the prosecution and requirement of the business of the same, and to issue bonds for the payment of the same, on such terms, and at such rates of interest, as they may deem best, and shall have power to mortgage their property, real and personal, to secure the payment of the same: *Provided*, They shall issue no bond, or mortgage, for a less amount than one hundred dollars. Authorized to borrow money. Proviso.

SECTION 7. That the said company shall pay to the commonwealth of Pennsylvania a bonus of one-half of one per centum on the capital of said company, and upon any increase thereof, payable in four equal, annual, instalments, the first payment to be made in one year from the date hereof, and such other taxes as is now, or may hereafter be, imposed, by law, on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Bonus. Individual liability.



Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate

APPROVED—The twelfth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1040.

## An Act

To release the real estate of Samuel Walter, deceased, from escheat.

Certain real  
estate released  
from escheat.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all of the title to a certain tract of land, situated in the township of French Creek, in the county of Mercer, and state of Pennsylvania, described in a deed, from Lyman M'Corkee and wife, to Samuel Walter, bearing date the first day of April, Anno Domini one thousand eight hundred and sixty-one, and recorded in said county, on the eleventh day of August, Anno Domini one thousand eight hundred and sixty-two, in deed book M, volume two, pages forty-one and forty-two, which may have become vested in the commonwealth, by escheat, be and the same is hereby released; and all claims to said land, by reason of any escheat, is hereby forever relinquished.

And vested in  
David L. Byrer.

Purposes.

SECTION 2. And that all the right, title and interest of said real estate be vested in David L. Byrer, who is hereby authorized to sell the same, and appropriate the funds arising therefrom: First, in removing the body of Samuel Walter, deceased, late a private in company A, one hundred and thirty-ninth regiment, Pennsylvania volunteers, to the county of Mercer, Pennsylvania, for interment: Second, for erecting a suitable monument, to the memory of the deceased, and enclosing the same with a suitable fence: Third, to the payment of all necessary expenses incident thereto.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 1041.

## An Act

To refund to James W. Stewart the sum of fifty-three dollars and eighty-two cents, paid into the treasury of the commonwealth by mistake.

WHEREAS, James Stewart, being desirous to patent his land, but being unable to ascertain the name of the original warrantee, to whom said land was granted, he therefore made application to the surveyor general, and obtained a warrant for one hundred and eighty-five acres of land, in Lower Chanceford township, York county, bearing date the twenty-ninth day of September, one thousand eight hundred and sixty-four, and paid into the state treasury the sum of fifty-three dollars and eighty-two cents :

And whereas, Before survey was returned on said warrant, it was discovered that part of the said land was surveyed on a warrant, dated the first day of September, one thousand seven hundred and seventy-two, to George and William Henry, and the residue thereof surveyed on a warrant, dated the nineteenth day of May, one thousand seven hundred and fifty-two, granted to William Wallace, and surveys returned and accepted into the surveyor general's office ; and the said James W. Stewart, on the twenty-seventh day of October, one thousand eight hundred and sixty-four, paid the commonwealth, for his patent, agreeably to the terms of the original warrants, to the said Henry and Wallace ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be authorized and he is hereby authorized and required to refund to James W. Stewart the sum of fifty-three dollars and eighty-two cents, paid by the said James W. Stewart, into the treasury of the commonwealth, in mistake.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-sixth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1042.

## A Supplement

To an act to prevent horses, cattle, sheep and hogs, from running at large in Chillisquaque township, Northumberland county, and Kelly township, Union county, and certain townships in Luzerne county, approved the twenty-third day of March, one thousand eight hundred and sixty-five.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Horses, cattle,  
&c., prohibited  
from running at  
large, &c.

That from and after the first day of April, Anno Domini one thousand eight hundred and sixty-six, no cattle, horses, mules, sheep, or swine, shall be suffered to run at large, or upon the public streets, roads, or highways, in the county of Luzerne, which are subject to overflow, by reason of freshets in the Susquehanna river, or in the borough of Wilkesbarre, under the penalty of two dollars and fifty cents for each offence.

Duty of constables, relative to.

**SECTION 2.** That it shall be the duty of the constables in any township, or borough, in said county, subject to overflow as aforesaid, and in said borough, and they and each of them are hereby authorized, directed and empowered, without any special warrant, or other authority than this act, to seize and secure every animal, of the cattle, horse, mule, sheep, or swine kind, that may be found running at large as aforesaid, or upon the lands of any person subject to overflow as aforesaid, without permission from the party that may be in possession thereof, or in said borough; and the same to sell at public sale, in the same manner as is provided, by law, for selling at constable sale, on execution, first giving the owner, if he can be found, at least five days' notice, previous to such sale; if the said owner shall pay, to the constable, the said penalty of five dollars, and also pay for the expense of keeping said animal, or animals, then it shall be the duty of the constable to deliver the same to the owner thereof; but if he shall make sale as aforesaid, he shall pay the overplus, after deducting the said penalty and expenses, to the owner; and the constable, making such seizure, shall be allowed, for the same, to retain one-half of the penalty, and it shall be his duty to pay the other half to the treasurer of the school fund of the township, or borough, wherein the seizure may have been made, for the use of the schools thereof.

To seize and  
sell.

Notice to owner

Repeal.

**SECTION 3.** The second and third sections of the act to which this is a supplement, are hereby repealed.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-sixth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1043.

## An Act

To authorize and require the school directors of Chestnut Hill township, Monroe county, to pay certain moneys.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Chestnut Hill township, Monroe county, be and they are hereby authorized and required to pay to William Keller, Philip Singer and Peter Hufsmith, collectively, the sum of one hundred and twenty-eight dollars, with interest thereon, from the tenth day of March, Anno Domini one thousand eight hundred and sixty-four, it being a balance for building a school house, out of any money now, or hereafter, in their hands, collected for school purposes.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-sixth day of June, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1044.

## A Supplement

To an act, entitled "An Act granting a pension to Jacob Hurst," passed March twenty-seventh, A. D. one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act granting a pension to Jacob Hurst," passed the twenty-seventh day of March, A. D. one thousand eight hundred and sixty-six, be so amended as to grant said Jacob Hurst a pension of eight dollars per month, commencing on the twenty-sixth day of September, A. D. one

thousand eight hundred and sixty-two, to continue for and during his natural life.

**JAMES R. KELLEY,**

Speaker of the House of Representatives.

**DAVID FLEMING,**

Speaker of the Senate.

**APPROVED—**The twenty-sixth day of June, Anno Domini one thousand eight hundred and sixty-six.

**A. G. CURTIN.**



## RESOLUTIONS

PASSED SESSION OF EIGHTEEN HUNDRED AND SIXTY-SIX.

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No. 1.

## Joint Resolution

Granting the use of the state arsenal, at Philadelphia, to the managers of the Soldiers' Home of said city.

SECTION 1. *Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the managers of the Soldiers' Home of the city of Philadelphia be and they are hereby granted the use of the building, known as the State arsenal, situate at the corner of Sixteenth and Filbert streets, in the city of Philadelphia, until further ordered; the said building to be used only as a home for the care and comfort of sick and crippled soldiers, as provided for in the act of incorporation, granted to said home, by the legislature of Pennsylvania, at its last session.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-fourth day of January, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 2.

## Joint Resolution

For the relief of Solomon O'Bail, a descendant of Corn Planter, and providing for the erection of a monument over his remains.

WHEREAS, Solomon O'Bail, a grandson of Corn Planter, an Indian, who rendered eminent services to the state and na-

tion, during the revolutionary war, and the early history of Pennsylvania, and Mark Pierce, his interpreter, have just had a hearing before the Senate :

*And whereas*, A recognition of the eminent services of Corn Planter is due from the government of Pennsylvania ; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met*, That the state treasurer shall pay to Solomon O'Bail the sum of five hundred dollars, out of any moneys in the treasury not otherwise appropriated ; and the further sum of five hundred dollars to Samuel P. Johnson, to be expended in erecting and enclosing a suitable monument in memory of Corn Planter.

JAMES K. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-fifth day of January Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 3.

## Joint Resolution

Relative to the pay of Calvin M. Duncan.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met*, That the state treasurer be and he is hereby authorized and required to pay Calvin M. Duncan four hundred dollars for pay and mileage, pending the contest of his seat as a member of the Senate.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN

No 4.

## Joint Resolution

To pay Henry Catlin, for services as clerk to committee, in case of contested election of C. M. Duncan, as senator from the Nineteenth district.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the state treasurer be and he is hereby authorized and directed to pay to Henry Catlin, at the rate of five dollars per day, for services as clerk to the committee appointed in the case of the contested election of C. M. Duncan, as senator from the Nineteenth district, the accounts of said Catlin to be approved and certified by the chairman of said committee.

JAMES R. KELLEY,  
Speaker of the House of Representatives.

DAVID FLEMING,  
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 5.

## Joint Resolution

To pay Henry Catlin, for services as clerk to the committee appointed to investigate the alleged bribery, in the case of the passage of a bill relative to the Atlantic and Great Western railway.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the state treasurer be and he is hereby authorized and directed to pay Henry Catlin, at the rate of three dollars per day, and mileage, for services as clerk to the committee appointed to investigate the alleged bribery in the case of the passage of a bill relative to the Atlantic and Great Western

railway ; the accounts of said Catlin to be approved and certified by the chairman of said committee.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 6.

## Joint Resolution

Relative to a repeal of the tax upon crude petroleum.

WHEREAS, The production of petroleum has become a matter of vast national importance, and should be encouraged, rather than repressed, it being not only the interest of the people, but also of the government, that the production and exportation should be as large as possible :

*And whereas,* The present tax upon the crude article is not only oppressive, but prohibitory, on all the smaller class of wells, which, in number, are as one hundred to one, compared to the large ones, and the producers, in but few instances, being the owners of the fee, are compelled to give the one-half of the product as a royalty to said owners, which renders it impossible to pay the present tax, and carry on operations ; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby resolved by the authority of the same,*

SECTION 1. That our senators in Congress be instructed, and our representatives be requested, to use all honorable means to procure, at the earliest possible day, the repeal of the tax upon crude petroleum.

SECTION 2. That the governor be and he is hereby requested to furnish to each senator and representative in Congress, from the state of Pennsylvania, a copy of the foregoing preamble and resolutions.

E. W. DAVIS,

Speaker *pro tem.* of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.



No. 7.

## Joint Resolution

Relative to the payment of the committee appointed at the session of one thousand eight hundred and sixty-five, to investigate the alleged corruption connected with the passage of House bill, number thirteen hundred and forty-nine.

*Resolved*, (the Senate concurring,) That the state treasurer shall be and he is hereby directed to pay, to each of the members of the committee, appointed by the House, at the session of one thousand eight hundred and sixty-five, to investigate the alleged corruption connected with the passage of House bill, number thirteen hundred and forty-nine, the sum of two hundred dollars, and to the sergeant-at-arms, for subpoenaing witnesses, his usual fees, per diem, mileage expenses; also, to the witnesses, in attendance upon said committee, the usual fees and mileage, to be certified by the chairman of said committee; and also, to each member of the committee, by the Senate, at the session of one thousand eight hundred and sixty-five, to investigate corruption connected with the passage of the same bill, the sum of two hundred dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 8.

## Joint Resolution

Instructing the Senators and Representatives in Congress, from Pennsylvania, relative to the equalization of bounties.

WHEREAS, There is eminent justice in the petitions and desires of a large majority of the late soldiers and sailors, in the war to suppress rebellion, that the general government shall

equalize, by appropriate legislation, as far as possible, the bounties paid, at different times during the war, to secure enlistments :

*And whereas*, It is believed this equalization can be done, without too largely increasing the public burdens ; and it is proper that Pennsylvania, always contributing so promptly and liberally of her citizens and her resources, to save the nation's life, should formally express her wishes and desires on so just a measure ; therefore,

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, (the House concurring,)* That our senators and representatives in Congress be instructed, and they are hereby requested, to advocate, and vote for, a measure that will equalize the bounties, paid by the general government, at different times, among the late soldiers and sailors, in the war against rebellion, adopting, in such equalization, the principle of paying those enlisted men, who have been honorably discharged the service, eight and one-third dollars per month, for the time actually served, deducting therefrom the amount of bounty they have already received from the general government, so that the amount to be paid, with that already received, shall, in no case, exceed the rate of eight and one-third dollars per month, for the time actually served ; that no bounty, whatever, in this measure for equalization, should be paid to those soldiers and sailors whose term of enlistment was for a less period than six months, nor to those who deserted the service, nor to those who have been discharged before the expiration of their term of enlistment, at their own request, except for the purpose of re-enlistment, or accepting promotion, where such promotion has been subsequently received, unless from disability, nor to those who were prisoners of war, from the rebel armies, at the date of their enlistment, nor to those who have sold and disposed of, in any way, for gain, their final discharge papers, or any interest in any bounty provided for by any act of Congress ; that where a soldier, or sailor, who would be entitled to the bounty, above proposed, is dead, the same shall be paid to that class of his personal representatives who are entitled to receive pensions, under the present laws.

*Resolved*, That Congress should provide for the payment of the bounties, above proposed, by authorizing the issuing of United States five per cent. bonds, payable, within a reasonable period, out of a fund to be raised by a tax on the cotton growing interest of the country, and out of the proceeds of the public lands ; giving, however, to the person entitled to the bounty, the privilege to receive the whole, or a part, of the same, in land warrants, at a specified price, not exceeding seventy-five cents per acre.

*Resolved*, That in the measure, hereby recommended, for the equalization of bounties, the persons entitled to the same, and the government, should be fully protected against the frauds, impositions and exactions of unscrupulous speculators and claim agents.

*Resolved*, That his excellency, the governor, be requested to forward a copy of these resolutions to our senators and representatives in Congress.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No 9.

## Joint Resolution

Relative to post chaplains in the United States Army.

WHEREAS, The number of army post chaplains was limited to thirty, many years ago, under a peace establishment :

*And whereas*, The number of men in the national service has been largely increased :

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met*, That our representatives in Congress be requested to vote for, and use their influence, to secure the passage of an act to increase the number of army post chaplains, sufficiently to meet the increased wants of the regular army of the United States.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 10.

### Joint Resolution

In reference to the claim of William Q. Wallace, late chief clerk in the auditor general's office.

*Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby resolved by the authority of the same, That the auditor general, state treasurer and secretary of the commonwealth be requested and authorized to examine the claim of William Q. Wallace, late chief clerk in the auditor general's office, for extra services and night work, in said office, and whatever amount they may find that he is entitled to, that the auditor general draw his warrant on the state treasurer for the same.*

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 11.

### Joint Resolution

Authorizing the governor to purchase grounds sufficient for the erection and construction of a new magazine ; and, also, for the proper repair and security of the present magazine.

*Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the governor is hereby fully authorized and directed to purchase five, or more, acres of ground, beyond the incorporated limits of the city of Harrisburg, and cause to be erected, without delay, a magazine, securely constructed, of the best material, and sufficiently large for all the necessities of the state, and when completed to cause to be removed all the contents of the present magazine ; and for the purpose of guarding said magazine, when erected, under the provi-*



sions of this act, he is authorized to employ four watchmen, two of whom shall always be on duty : *Provided*, That the title to the real estate purchased, under the provisions of this act, shall be first examined and approved by the attorney general, before the deed is executed and delivered to the commonwealth.

SECTION 2. That the governor is further authorized and directed to take immediate measures to guard the ammunition, in the present magazine, against accident by fire, or otherwise.

SECTION 3. That all expenses incurred, and payments made, under the provisions herein contained, shall be paid out of any money in the treasury, not otherwise appropriated, upon warrants of the auditor general, approved and countersigned by the state treasurer, after all the accounts and expenditures have been duly audited and allowed by the auditor general and state treasurer : *Provided*, That the cost of constructing said magazine, and the real estate purchased for its erection, shall not exceed the sum of fifteen thousand dollars.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 12.

## Resolution

Relative to additional rooms for the departments of the adjutant general and superintendent of common schools.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met*, That on the removal of the State Library, from the rooms now occupied, to the apartment assigned to it, in the extension of the Capitol building, the superintendent of common schools be and he is hereby authorized to remove to and occupy the two rooms now used by the State Library ; and the adjutant general is hereby authorized to occupy, in addition to his present room, the adjoining room, vacated by the superintendent of common schools ; and all necessary re-

pairs, in their respective departments, shall be done under the direction and control of these officers.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

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No. 13.

### Resolution

Relative to the payment of expenses incurred in reception of the flags of Pennsylvania regiments.

*Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the sum of five thousand dollars be and the same is hereby appropriated to defray the expense incurred in the reception of the flags of Pennsylvania regiments, lately in service, on the fourth of July next, in the city of Philadelphia, or so much thereof as may be required, to be paid under the direction of the governor.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 14.

## Resolution

Relative to the payment of the expenses of the investigation of certain charges contained in the Sunday Dispatch.

*Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met,* That the state treasurer be and he is hereby directed to pay to J. R. Dungleon, clerk to the committee to investigate the charges contained in the Sunday Dispatch, of March thirteenth, one thousand eight hundred and sixty-six, entitled, "The five per cent. swindle," the usual per diem pay and mileage, and to the sergeant-at arms, the expenses of the committee, and his usual fees for subpoenaing witnesses, per diem pay and mileage, to be certified by the chairman of said committee.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

## APPENDIX—1855.

No. 1045.

### A Further Supplement

To an act incorporating the Bingham Mining and Lumbering Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Certain provisions construed

Tax.

Authorized to hold real estate, &c.

Commencement and completion of railroad.

Individual liability.

That the proviso contained in the fourth section of the act incorporating the Bingham Mining and Lumbering Company shall be so construed as that the said company shall be required to pay a tax of one per centum on the capital stock paid in, in four equal, annual, instalments, commencing within one year after the passage of this supplement; and that the said company shall have the right to hold, by lease, or purchase, such quantity of timber land, in Chapman and Leidy townships, in Clinton county, not exceeding nine thousand acres, as may be necessary for their mining and lumbering operations, and the same, or any part thereof, to lease, or convey.

SECTION 2. That the time, fixed in the act to which this is a supplement, for the commencement of the railroad of the company, is hereby extended three years from the date hereof, the same to be finished within five years thereafter, as provided for in the act incorporating said company.

SECTION 3. That the stockholders in said company, whether holding the stock in their own names, or being beneficially interested therein, shall be jointly and severally liable, in their individual capacities, only for works and labor done, and for machinery and materials furnished, for said company, in their mining and manufacturing operations, contracted, or incurred, during the time such stockholders, respectively, own their said stock, or are beneficially interested therein; any thing to the contrary, in the act to which this is a supplement, notwithstanding.

HENRY K. STRONG,

Speaker of the House of Representatives.

WM. M. HIESTER,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, one thousand eight hundred and fifty-five.

JAMES POLLOCK.



## APPENDIX—1862.

No. 1046.

## An Act

To incorporate the Philadelphia Drug Exchange.

WHEREAS, Thomas H. Powers, John T. Lewis, J. Heatly Dulles, Junior, M. G. Rosengarten, Charles Lennig, George W. Fahnestock, John M. Maris, John Price Wetherill, John Gilbert, John M. Whitall, Conrad S. Grove, Ellis Yarnell, and others, citizens of Philadelphia, have formed themselves into an association, in the said city of Philadelphia, called the Philadelphia Drug Exchange, the general objects of which are to interchange views, promote social and business acquaintance, buy and sell merchandize, and to advance the interests of the drug trade generally :

And whereas, The association has hitherto frequently felt the necessity of an act of incorporation, by means of which their usefulness would be extended, and the objects of their association be more fully attained ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Thomas H. Powers, John T. Lewis, J. Heatly Dulles, Junior, M. G. Rosengarten, Charles Lennig, George W. Fahnestock, John M. Maris, John Price Wetherill, John Gilbert, John M. Whitall, Conrad S. Grove, George M. Snowden, Ellis Yarnall, and others, persons who now constitute the association of the Philadelphia Drug Exchange, and such persons as shall hereafter be admitted members of the same, shall be and are hereby declared to be a body politic and corporate, in deed and in law, by the name, style and title of the Philadelphia Drug Exchange, to have succession, to plead and be impleaded, sue and be sued, in all courts of record and elsewhere, and to be capable to take, hold and enjoy lands, tenements, hereditaments, goods and chattels, and the same, from time to time, to mortgage, sell, grant, demise, convey, alien and dispose of, to have and to use a common seal, and the same to break, alter and renew at pleasure : *Provided,* That the clear income of the estate, held by them, shall at no time exceed the sum of ten thousand dollars per annum.

SECTION 2. The officers of the said corporation shall be such as the corporation may think necessary, and shall be elected at such times, and in such manner, and shall hold their respective offices for such terms, as the rules and by-laws of the said corporation may direct.

Preamble.

Corporators.

Title.

Privileges.

Seal.

Proviso.

Officers.

Election.

By-laws.

- By-laws.** SECTION 3. The said corporation shall have the power and authority to make such rules, by-laws and regulations, relative to their concerns, as they may think necessary, for the government and the promotion of the interests of the said corporation: *Provided*, That no rule, by-law, or regulation, as aforesaid, shall be valid, if inconsistent with the constitution and laws of this state, or of the United States: *And provided further*, That nothing in this act shall be construed as, in anywise, granting bankers', or manufacturing privileges.
- Proviso.**
- Proviso.**
- Present officers to continue until election.** SECTION 4. The present officers of the said corporation shall continue in their respective stations until an election shall be had, under this act; and the rules and by-laws, now in force, not inconsistent with the constitution, or laws, of this state, or of the United States, shall be good and valid until altered, amended, or abrogated, by the said corporation.

I, George W. Hamersly, Clerk of the Senate of Pennsylvania, do hereby certify that the foregoing is a correct, *verbatim*, copy of the original act, entitled "An Act to incorporate the Philadelphia Drug Exchange," as the same remains on the files of the Senate of this commonwealth, and which, by the journal of said Senate, for the session of eighteen hundred and sixty-two, appears to have been signed by the governor of this commonwealth, on the fifth day of April, eighteen hundred and sixty-two, and information thereof, by message, transmitted to the Senate.

GEO. W. HAMERSLY,

Clerk of the Senate.

## APPENDIX—1864.

No. 1047.

*An Act*

To incorporate the Susquehanna and Hudson Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Erastus Smith, John R. Davis, James Connell, Charles Silkman, George Sanderson and Charles D. Breek, or a majority of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the Susquehanna and Hudson Railroad Company, with all the powers, and subject to all the restrictions and provisions of an act regulating railroad companies, passed the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

Commissioners.

Name.

Subject to.

SECTION 2. That the capital stock shall consist of ten thousand shares, of fifty dollars each, with the privilege of increasing the same to an amount necessary to complete and equip the road.

Capital.

Increase.

SECTION 3. That said company shall have the right to build and construct a railroad, with a single, or double, track, with stationery engines, inclined planes, gravity grades, or for locomotive power, as may be deemed most expedient by the directors of said company, commencing at a point on the Susquehanna river, in Luzerne county, near the mouth of the Lackawanna river, or on the Lackawanna river, near the mouth of Springbrook; and thence, by the most practicable route, to the Delaware river, at, or near, the mouth of the Bushkill creek, on the Delaware river, Pike county, or any point above, on said river, with the privilege of constructing a bridge across said river, in part, or whole, with the consent of the state of New Jersey, and to connect with any railroad in said state, now constructed, or hereafter to be constructed; and said company shall have the right to build and construct any branch, or lateral, railroads, not exceeding six miles in length; and also to connect their railroad with the Lehigh Valley railroad, or Lehigh and Susquehanna railroad.

May construct  
railroad, &c.

Route.

Bridge.

Connections.

Branches.

SECTION 4. That whenever the parties cannot agree upon the damages claimed, either for land, or materials taken by said company, in the prosecution of their work, the said company may proceed, in all respects, as provided in the second section of a supplement to an act incorporating the Pennsylvania Coal Company, approved the seventh of March, one thousand eight hundred and forty-nine.

Damages, how  
assessed.



May use sections of road, as completed.

SECTION 5. That whenever any section, or sections, of three, or more, miles of said road shall be completed, the said company may use, employ and enjoy the same, in the same manner as when the entire length thereof shall be completed; and no failure to complete the construction of the whole of said road shall work a forfeiture, or the right to employ and use so much thereof as is completed.

Loan of money authorized.

SECTION 6. That said company is authorized to loan any sum, or sums, of money, not exceeding one million of dollars, or such an amount as may be necessary, in connection with subscriptions to the capital stock, as will fully complete and equip the same, and to issue bonds therefor, at a rate of interest, not exceeding seven per centum per annum, and secure the payment of the same by a mortgage, or mortgages, upon the road, equipments, real estate and franchises of said company, or any part thereof: *Provided*, That no bond shall be issued for a less sum than one hundred dollars.

Security.

Proviso.

May purchase and sell coal.

Proviso.

Proviso.

SECTION 7. That said company shall have the right to purchase coal, for transportation over their road, to market, and to vend the same: *Provided*, That thereby said company shall not have the right to mine coal: *And provided further*, That the transportation, by said company, of their own coal, shall not interfere with, or prejudice, the rights of others, or of the public, to transportation of coal, or other freight, over said road.

Principal office.

SECTION 8. That said company are hereby authorized to hold their principal office, for the transaction of business, in the city of Philadelphia, or New York.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 1048.

## A Further Supplement

To an act to incorporate the Johnstown and Ashtola Railroad and Tramroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That the time allowed in the original act of incorporation of the Johnstown and Ashtola Railroad and Tram-road Company, for commencing and completing said road, be and the same is hereby extended, as regards the unfinished parts of said road, and its branches, for the term of five years from the passage of this act; and that said company shall have and enjoy all the rights, powers, privileges and franchises, granted in their original act of incorporation, and its supplement, as fully and effectually as though the time, hereby allowed and extended, had been allowed in the original act of incorporation.

Time for commencement and completion extended.

Privileges.

SECTION 2. That the directors of said company be and they are hereby empowered to extend their road, or a branch thereof, to such point, or points, in Fayette county, as to them may seem needful and advantageous for the development of the resources of the county through which said road designs to pass, with the right and authority to connect with any railroad now made, or hereafter to be made, in Fayette county.

May extend road into Fayette county.

Connections.

SECTION 3. That any informalities, irregularities, or defects, that may exist in respect to the organization of said company, caused by negligence, or omissions, by the commissioners, named in the original act of incorporation, or any of them, shall not, in any way, invalidate, or affect, the organization of said company, or the acts of its officers, directors, agents, or employees; and that all acts, and parts of acts, inconsistent with this act, be and the same are hereby repealed, as regards said company.

Certain omissions not to impair charter.

Repeal.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 1049

## An Act

For the relief of Thomas Callan, late treasurer of Cambria county.

WHEREAS, Thomas Callan, who was elected treasurer of the county of Cambria, in the year one thousand eight hundred and sixty-one, received a severe injury, shortly after entering upon the duties of his office, which incapacitated him from personally attending thereto:

*And whereas,* The provisions of the act, entitled "An Act amendatory of the license laws of this state," approved the eleventh day of April, one thousand eight hundred and sixty-two, did not become known to the said Thomas Callan, until it was too late to comply with the requirements of said act; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That Thomas Callan, late treasurer of the county of Cambria, shall be entitled to, and receive the same credits and exonerations from the auditor general, on the settlement of his account for mercantile licenses, that he would have been entitled to receive before the passage of the act, entitled "An Act amendatory of the license laws of this state," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-two.

HENRY C. JOHNSON,  
Speaker of the House of Representatives.

JOHN P. PENNEY,  
Speaker of the Senate.

APPROVED—The tenth day of August, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 1050.

## An Act

To incorporate the Sullivan Land Company.

Corporators.

Name.

Seal.

Privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Michael Meylert, Charles C. Finch, George D. Jackson, Josiah Jackson, William Meylert and B. Rush Jackson, all of the county of Sullivan, their associates, successors and assigns, be and they are hereby created a body politic and corporate, under the name, style and title of the Sullivan Land Company, with power to have and use a common seal, and to alter the same at pleasure, by which name they shall have perpetual succession, and enjoy all of the privileges pertaining to a corporation, under the laws of this commonwealth.

SECTION 2. That said corporation shall have power to improve and settle wild lands in the county of Sullivan, clearing

and cultivating the same, building houses and saw-mills thereon, cutting timber, lumbering, clearing streams, building dams, laying out roads, to make said land habitable, and fit for use and occupation, and doing all things incident to developing and improving the resources of said land; selling and disposing of the same, in small and convenient quantities to settlers, at fair and reasonable prices, and doing such other acts, as will best accomplish the development and settling of said lands; that the capital stock of said corporation shall consist of five thousand shares, of fifty dollars each, with power to increase the same, as the objects of the corporation may require, and the stockholders may direct: *Provided however*, That at no time shall the amount of land, held by said corporation, exceed twenty-five thousand acres, being same amount granted the Potter County Forest Improvement Company, by act approved May first, Anno Domini one thousand eight hundred and sixty-one.

Authorized to settle and improve wild lands, &c.

Capital.

Increase.

Proviso.

SECTION 3. That the said corporation shall have full power and authority to make all needful rules and regulations, and by-laws, for the government of said corporation, and to alter and amend the same as they may think expedient: *Provided*, That none of the said rules, regulations and by-laws, shall be contrary, or repugnant to the constitution, or laws of the United States, or of this commonwealth.

By-laws.

Proviso.

SECTION 4. That the affairs of the said company shall be managed by a board of five directors, to be elected from time to time, by the stockholders, to serve for one year, and until their successors are chosen; in all elections, by the stockholders, each share of stock shall entitle the holder thereof to one vote, either in person, or by proxy, but no person shall be eligible, as a director, who is not the owner of at least ten (10) shares of stock; the directors shall elect one of their number president of the board; they shall appoint such other officers and agents as the business of the company may require; the said board of president and directors shall manage the general business of the company, the issuing of stocks, the transfer and cancellation thereof, and division of profits: *Provided*, That the first board of directors shall be appointed by the incorporators herein named, and shall remain in office until their successors are duly elected.

Directors.

Elections.

Votes.

Officers.

Proviso.

SECTION 5. The said company shall have the privilege of purchasing land at, or near, the mouth of Loyalsock creek, not exceeding one hundred acres, for the purpose of manufacturing lumber, run in the log, from said lands, and making basins for storing said logs.

Purchase of certain lands authorized.

SECTION 6. This corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth,

Bonus.

Individual liability.

thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

HENRY C. JOHNSON,

Speaker of the House of Representatives.

JOHN P. PENNEY,

Speaker of the Senate.

We do hereby certify, that the bill, No. 1003, entitled "An Act to incorporate the Sullivan Land Company," was presented to the governor, on the thirtieth day of April, one thousand eight hundred and sixty-four, and was not returned, within three days after the meeting of the legislature, in extra session; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if it had been signed.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *April* 19, 1864.



## APPENDIX—1865.

No. 1051.

*An Act*

Authorizing the Columbia Water Company to hold real estate, and to repeal so much of said act as provides that no stockholder, not residing in the borough of Columbia, shall be eligible as a manager, or treasurer, of the company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall and may be lawful for the Columbia Water Company, at Columbia, Lancaster county, of this state, in addition to the other powers and privileges the said company already possess, to purchase, hold and enjoy, in fee simple, any number, not exceeding one hundred acres of land, for the purpose of supplying water to the citizens of Columbia, and its vicinity, for domestic and manufacturing uses; that the president of said company, with any three managers thereof, instead of five managers, as heretofore provided, shall be a quorum, to transact any business; and that the latter clause of the third section of the act of assembly, entitled "An Act authorizing the governor to incorporate the Columbia Water Company," approved the twenty-ninth of March, one thousand eight hundred and twenty-three, which prohibits the managers thereof from receiving compensation for their services, be and the same is hereby repealed; and that so much of the said act, as provides, "That no stockholders, not residing in the borough of Columbia, shall be eligible as a manager, or treasurer, of the company," be and the same is hereby repealed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1052.

*An Act*

To reduce the number of trustees of the German Religious Society of Seventh Day Baptist, of Ephrata, Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the members of the German Religious Society of Seventh Day Baptist of Ephrata, in Lancaster county, at their next election of trustees, as provided and directed by the act of incorporation of said society, approved the twenty-first day of February, Anno Domini one thousand eight hundred and fourteen, reduce the number of trustees from seven to three; and of the said three trustees, so elected, two shall form a quorum to transact all the business appertaining to said society: *Provided however,* That the said trustees, before entering upon the duties of their office, shall respectively give bond, with sureties, to be approved by the orphans' court of Lancaster county, for the faithful performance of the trust as in said act of incorporation provided.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1053.

*An Act*

To incorporate the Schuylkill Haven Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Henry Voute, William B. Rudy, L. L. Huntzinger, Charles S. Leader and Joshua Heiser, their successors, asso-

Corporators.

ciates and assigns, are hereby created a body politic and corporate, by the name, style and title of the Schuylkill Haven Title. Gas and Water Company, and by that name shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and may have power to purchase and hold, in fee simple, such real estate as may be necessary, for carrying on the business of the said corporation.

SECTION 2. The said company shall have power to provide, erect and maintain all works and machinery, engines and apparatus, necessary and proper for making, raising and introducing, into the borough of Schuylkill Haven, in the county of Schuylkill, a sufficient supply of gas and pure water; and for that purpose shall have the right to use any springs, or streams, of water, embraced within the borough of Schuylkill Haven and the township of North Manheim, in the county of Schuylkill, or elsewhere, if necessary; and for that purpose may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of gas and water, to be introduced; and for this purpose they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy, for the purposes aforesaid, or to obtain materials for the construction of said works, and to occupy, ditch, and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said company shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

SECTION 3. The capital stock of said company shall be one hundred thousand dollars, divided into shares, of fifty dollars each; and the said company may issue bonds, to the amount of one hundred thousand dollars, bearing interest, not exceeding eight per centum per annum, and secure the same by mortgage of their real estate, franchises and privileges.

SECTION 4. The stockholders shall, annually, at such day and place as the by-laws may designate, elect five directors, to manage the affairs of the company, who shall serve for one year, and until their successors are elected; and the persons above named may be the first board of directors, and they and each succeeding board may elect a president, from among their number, and also appoint such other officers and agents as the interests of the company may require; and in all elections each share of stock shall be entitled to one vote.

SECTION 5. If any subscriber to the stock of this corporation shall refuse, or neglect, to pay any instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid for thirty days, he shall, in addition

Privileges.

Seal.

Real estate.

To erect works.

May enter upon lands, &amp;c.

Compensation  
tion to owners.

Capital.

Directors.

Corporators to  
act until elec-  
tion.Unpaid sub-  
scriptions, rela-  
tive to.

Forfeiture.

Regulations,  
prices, &c.

Dividends.

Proviso.

to the instalment called in, pay interest thereon, for such delay, at the rate of five per centum per month, and the company may sue for and recover the said instalment and interest, or forfeit the amount already paid by said subscriber, as may be best for said company.

SECTION 6. The said company shall have the right to fix and establish all necessary rules and regulations, as to the use of the said gas and water, furnished as aforesaid, and to fix the rates and prices to be paid by the citizens and persons using the same, and to collect the same, as debts are now collected, by the laws of this commonwealth, and to declare dividends of the net profits of such company, as may be provided by the by-laws: *Provided*; That such part of said work, as may be deemed advisable by said company, shall be done from time to time, and the company shall have as full power over the work completed, as though they had finished the whole work, contemplated by this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1054.

## An Act

To extend the time for the completion of the Allegheny Valley railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the completion of the Allegheny Valley railroad, originally known as the Pittsburgh, Kittanning and Warren Railroad Company, be and is hereby extended for a period of ten years, from the first day of June next.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1055.

## An Act

To incorporate the Titusville Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. H. Chase, J. D. Angier, G. W. Angier, William H. Abbott, R. D. Fletcher, R. H. Sargent, A. V. Baldwin, E. P. Hastings and Martin Copp, their successors and associates, are hereby created a body politic and corporate, by the name, style and title of the Titusville Gas and Water Company, and by that name shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and may have power to purchase and hold, in fee simple, such real estate as may be necessary, for carrying on the business of the said corporation.

Corporators.

Title.

Privileges.

Seal.

Real estate.

SECTION 2. The company shall have power to provide, erect and maintain all works and machinery, engines and apparatus necessary, or proper, for making, raising and introducing into the borough of Titusville, in the county of Crawford, a sufficient supply of gas and water, and for that purpose may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of gas and water, to be introduced; and for that purpose they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges as it may be necessary to occupy, for the purposes aforesaid, or to obtain materials for the construction of said work, and to occupy, ditch and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said corporation shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved the nineteenth day of February, one thousand eight hundred and forty-nine.

To erect works, &amp;c.

May enter upon lands, &amp;c.

Compensation to owners.

SECTION 3. The capital stock of said company shall be fifty thousand dollars, with privilege of increasing the same, from time to time, as the directors may determine, divided into shares of fifty dollars each; and the said company may issue bonds to the amount of one-half of its authorized capital stock bearing interest, not exceeding eight per cent. per annum, and secure the same by mortgage of their real estate, franchises and privileges.

Capital.

Increase.

May issue bonds

Directors.	SECTION 4. The stockholders shall, annually, at such day and place as they may designate, elect five directors to manage the affairs of the said company, who shall serve for one year and until their successors are elected; and the persons abovementioned shall be the first board of directors, and they, and each succeeding board of directors, shall elect a president from among their number, and, also, appoint such other officers and agents as the interest of the said company may require; and in all elections each share of stock shall be entitled to one vote.
Corporators to act until election.	
Votes.	
Unpaid subscriptions, relative to.	SECTION 5. That if any subscriber to the stock of this corporation shall refuse, or neglect, to pay any assessment, or instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid for the period of thirty days, he shall, in addition to the instalment called for, pay interest thereon, for such delay, at the rate of five per cent. per month; and the company may sue for and recover the said instalment, and interest thereon, or forfeit the amount already paid, by said subscriber, as the board of directors of said company may choose, or elect.
Forfeiture.	
Regulations, prices, &c.	
Dividends.	SECTION 6. That the said company shall have the right to fix and establish all necessary rules and regulations, as to the use of said gas and water furnished, as aforesaid, and to fix and establish the rates and prices to be paid, by the citizens using the same, and to collect the same as debts are now, or may hereafter be, collected, by the laws of this commonwealth; and, also, to declare dividends of the net profits of said company, as may be provided by the laws of this commonwealth: <i>Provided</i> , That such part of said work as may be deemed advisable, by said company, shall be done, from time to time; and the company shall have as full power over the work completed, as though they had finished the whole work contemplated by this act; and that said company shall pay into the state treasury a tax of one-half of one per centum, in four quarterly payments, on the capital stock.
Proviso.	
Tax.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1056.

*An Act*

To exempt from taxation a certain trust fund of John Vogan, late of Voganville, Lancaster county, deceased.

WHEREAS, John Vogan, late of Voganville, in the county of Lancaster, and commonwealth of Pennsylvania, deceased, in and by his last will and testament, bequeathed to C. S. Hoffman and William H. Rhoads, and their successors, the sum of two thousand dollars, in trust, as a perpetual fund, the interest of which shall be annually expended for fuel, for the use of the poor and indigent persons residing in said village, during the winter months of December, January, February:

*And whereas*, The taxes on said fund, to a great extent, absorb the interest thereof, to the disadvantage of said needy persons; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said fund shall be released from the county tax, now levied for the year Anno Domini one thousand eight hundred and sixty-five, and hereafter shall be exempt from further taxation, of any nature whatsoever, except state taxes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1057.

*An Act*

To legitimize the children of Barnabas Hammett and Robenie Hardie.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Francis, Elizabeth and Annie Longstreth, children of Barnabas Hammett and Robenie Hardie, shall have and enjoy

all the rights, benefits, privileges and advantages of children born in lawful wedlock, and shall be able and capable, in law, to inherit and transmit any estate whatsoever, as fully and completely, to all intents and purposes, as if they had been born in lawful wedlock.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1058.

## A Supplement

To an act, approved April seventh, one thousand eight hundred and sixty-two, entitled "An Act to incorporate the parties doing business at the Reading iron works, in Berks county, under the name, style and title of Seyfert, M'Manus and Company," authorizing said corporation to purchase, lease, hold, work, improve, mortgage, or sell, lands, in any of the states, or territories, of the United States, other than Pennsylvania, and to dispose of the products thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers now possessed by Seyfert, M'Manus and Company, the said corporation shall be capable of purchasing, holding, leasing and improving lands in any of the states, or territories, of the United States, other than Pennsylvania, and to obtain therefrom any and all minerals and other valuable substances, whether by working, or mining, leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and other buildings, machinery and works thereon, and to use, let, lease, or work, the same, and to dispose of all such lands, mines, works and the products thereof by lease, mortgage, or sale, in such manner as they may deem proper.

WILLIAM D. BROWN,  
Speaker *pro tem.* of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1059.

*An Act*

To incorporate the Ashland Gas and Water Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*  
 That Michael Horan, George D. Haughawout, Charles Conner, William H. Gallaber, Edward Connelly and Lewis L. Bevan, their successors, associates and assigns, are hereby created a body politic and corporate, by the name, style and title of the Ashland Gas and Water Company, and by that name shall have perpetual succession, and shall, in law, be capable of suing and being sued, pleading and being impleaded, in courts of law and equity, and of contracting and being contracted with, relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and may have power to purchase and hold, in fee simple, such real estate as may be necessary for carrying on the business of the said corporation.

Corporators.

Title.

Privileges.

Seal.

Real estate.

**SECTION 2.** The said company shall have power to provide, erect and maintain all works and machinery, engine and apparatus, necessary and proper for making, raising and introducing, into the borough of Ashland, in the county Schuylkill, a sufficient supply of gas and pure water; and for that purpose shall have the right to use any springs, or streams of water, embraced within the township of Butler, in the said county of Schuylkill, and the township of Conyngham, in the county of Columbia, adjoining the said county of Schuylkill, or elsewhere, if necessary; and for that purpose may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of gas and water, to be introduced; and for this purpose, they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, wagons, carts and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges, as it may be necessary to occupy, for the purposes aforesaid, or to obtain materials for the construction of said works, and to occupy, ditch and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said company shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine.

To erect works, &amp;c.

Use of springs authorized.

Buildings.

Authorized to enter upon lands, &amp;c.

Compensation to owners.

**SECTION 3.** The capital stock of said company shall be one hundred thousand dollars, divided into shares of fifty dollars each; and the said company may issue bonds, to the amount of one hundred thousand dollars, bearing interest not exceed-

Capital.

Issue of bonds authorized.

ing eight per centum per annum, and secure the same by mortgage of their real estate, franchises and privileges.

Directors.

SECTION 4. The stockholders shall, annually, at such day and place as the by-laws may designate, elect five directors to manage the affairs of the company, who shall serve for one year, and until their successors are elected; and the persons above named, may be the first board of directors, and they, and each succeeding board, may elect a president from among their number, and also appoint such other officers and agents as the interests of the company may require; and in all elections, each share of stock shall be entitled to one vote.

Corporators to be first board of.

Votes.

Unpaid subscriptions, relative to.

SECTION 5. If any subscriber to the stock of this corporation shall refuse, or neglect, to pay any instalment, called for by the said company, at the time and place appointed, and the same shall remain unpaid for thirty days, he shall, in addition to the instalment called in, pay interest thereon for such delay, at the rate of five per centum per month; and the company may sue for and recover the said instalment and interest, or forfeit the amount already paid by said subscriber, as may be best for said company.

Forfeiture.

Regulations, prices, &c.

SECTION 6. The said company shall have the right to fix and establish all necessary rules and regulations, as to the use of the said gas and water, furnished as aforesaid, and to fix the rates and prices to be paid by the citizens and persons using the same, and to collect the same as debts are now collected by the laws of this commonwealth, and to declare dividends of the net profits of such company, as may be provided by the by-laws: *Provided*, That such part of said work as may be deemed advisable by said company, shall be done, from time to time, and the company shall have as full power over the work completed, as though they had finished the whole work contemplated by this act.

Proviso.

WM. D. BROWN,

Speaker *pro tem.* of the House of Representatives.

WM. J. TURRELL,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1060.

## A Further Supplement

To an act, entitled "An Act to authorize the governor to incorporate a company for making an artificial road from, at, or near, the village of Belmont, in the county Wayne, in a southerly direction along, or near, the route of the North and South state road, until it shall intersect the Easton and Wilkesbarre turnpike road, in Northampton county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election of officers of said company shall hereafter be held on the third Monday of November, in each year, under such restrictions as the elections have heretofore been held.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1061.

## An Act

To incorporate the Tyrone Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Burley, Pius Sneeringer, Caleb Guyer, Israel Miller, E. L. Study, J. H. Burley, James S. Plumer, John A. Heller, James M'Coy, John D. Stewart, J. L. Holmes, or such of them as become stockholders, and their associates, successors and assigns, or persons who shall become stockholders, be and are hereby made and created a body politic and corporate, by the name and style of the Tyrone Gas and Water Company, and by the said name they shall and may have per-



Privileges.	petual succession, and shall be, in law, capable of suing and being sued, pleading and being impleaded, in all courts and judicatories whatsoever, and also of contracting and being contracted with, relative to the business and objects of the said corporation; and they may have a common seal, and may change and alter the same at pleasure; and they shall have power to purchase and hold, in fee simple, such real estate as may be necessary, for carrying on the business of said corporation, and in their corporate name to make and execute their obligations for their liabilities, created for the purchase money for the same, and other necessary effects of the said corporation, as they may deem expedient: <i>Provided</i> , That such liabilities shall be created only for the purpose stated in this act.
Seal.	
Real estate.	
Proviso.	
To erect works, &c.	SECTION 2. That the said company shall have the exclusive right to provide, erect and maintain all works and machinery necessary, or proper, for making and introducing, into the borough of Tyrone, a sufficient supply of gas, and raising and introducing a sufficient supply of good and wholesome water, from the Sinking run, or some other convenient source; and for that purpose may provide, erect and maintain all proper buildings, cisterns and reservoirs, for the reception of gas and water, to be introduced; and for this purpose they are authorized and empowered, by themselves, their agents, engineers and workmen, and with their tools, carts, wagons and horses, to enter upon such lands and enclosures, streets, lanes and alleys, roads, highways and bridges, as may be necessary to occupy, or obtain materials for the construction of said works, and to occupy, ditch and lay pipes through the same, and the same to repair, from time to time; and if any injury be done to private property, the said company shall make compensation therefor, in the manner hereafter provided.
Buildings.	
May enter upon lands, &c.	
Compensation to owners.	
Assessment of damages, where parties fail to agree.	SECTION 3. That if, in the location of said works, an injury shall be done to private property, and the parties cannot agree upon the amount of compensation to be made to the owner, they may refer the same to men, mutually chosen by them, or either party may apply to the court of common pleas of Blair county, for the appointment of three judicious men to view the premises, and make report to the court, whose award shall be subject to the right of appeal, by either party, as in cases under the compulsory arbitration law, and when appealed from, to be tried, as if an original action had been brought in said court; and if no appeal be entered, within twenty days after the said report shall have been filed, it shall have the effect of a judgment, and be collected in like manner: <i>Provided</i> , That the company may file bonds, with security approved by the court, and proceed with said work, the same as if judgment had been obtained and paid.
Proviso.	
Capital.	SECTION 4. That the capital stock of said company shall be twenty thousand dollars, to be divided into four thousand shares of five dollars each.
Annual election of managers and officers.	SECTION 5. That the stockholders shall, annually, on the first Monday of July of each year, elect a president, six managers, secretary and treasurer, for said company; and until the first Monday of July, one thousand eight hundred and



sixty-six, such of the corporators, above named, as become stockholders, shall be the managers thereof, and shall choose from their number, a president, secretary and treasurer; and in case of failure to elect said officers, on the days named, the company shall not, for that reason, become extinct, but the officers shall hold over until others are elected to supply their places.

Certain corporators to be first board of managers.

SECTION 6. That the said company shall have authority to make and adopt such by-laws, rules and regulations for the government of the same, as they may deem proper: *Provided*, That the same do not conflict with the laws of this commonwealth, or of the United States.

By laws.

Proviso.

SECTION 7. That the president and managers shall procure certificates of stock, which, signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder, and which shall be transferable at his pleasure, in the presence of the president, treasurer, or other person appointed by the company, for that purpose, subject, however, to all assessments due and to become due thereon; and when such assignment shall have been made, and entered upon the books of the company, the holder shall be a member of said company, and in every election, or meeting of the stockholders of the said company, shall be entitled to one vote for each share of stock by him, or them, held.

Certificates of stock.

Assessments.

Votes.

SECTION 8. That if any subscriber for stock, or his assignee, shall refuse, or neglect, to pay any instalment, called for by the said company, at the place appointed, and the same shall remain unpaid, for thirty days after the time appointed, he shall, in addition to the instalment called in, pay at the rate of five per centum per month, for delay; and if the same shall remain unpaid so long as that this penalty shall amount to the sum actually paid by the said stockholders, it shall be in the power of the said company to forfeit the said stock, and the amount paid thereon, to be disposed of, by said company, as will best promote their objects and interests.

Unpaid subscriptions.

Forfeiture.

SECTION 9. That if any person, or persons, shall open a communication into the gas, or water, pipes of the said company, without authority from the proper officer thereof, or shall let on the gas, or water, after it has been stopped, by order of the company, or its authorized agent, or use any gas without drawing it through the metres, put up for the purpose of measuring the same, or shall put up any pipes, or burners, without having them inspected and approved by the proper officer appointed by the corporation to inspect, at proper times, and under circumstances, the pipes, metres and burners, et cetera, put up in any building, he, she, or they, so offending, shall be subject to a penalty of not less than twenty, nor more than seventy dollars, to be recovered before any justice of the peace, as debts under one hundred dollars are recovered, one-half to go to the informer, who shall be a competent witness, the other half to the company.

Penalty for use of gas, &c., without authority.

SECTION 10. That the said company shall have the exclusive right to fix and establish all necessary rules and regulations, as to the use of the said gas and water, furnished as aforesaid, and to the rates and prices to be paid by the citi-

Regulations, prices, &c.

Dividends.	zens using the same ; and to collect the same as debts are now collected, by the laws of this commonwealth ; and to declare dividends of the net profits of such company, at such
Proviso.	times as may be prescribed by the by-laws : <i>Provided</i> , That such part of said work as may be deemed, by said company, advisable, shall be done, from time to time, and the company shall have as full power, over the work completed, as though they had finished the whole work contemplated by this act.
Individual liability.	SECTION 11. That the stockholders of said company shall be liable, in their individual capacities, for all debts due mechanics, workmen and laborers, and for materials furnished to said company, to be sued for and recovered, as provided in the thirteenth, fourteenth and fifteenth sections of an act incorporating the Lackawanna Coal and Iron Company, approved April fifth, one thousand eight hundred and fifty-three ;
Tax	and that the said company shall pay such tax upon dividends as is now, or may be, required by law.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1062.

## An Act

To incorporate the La Plata Silver Mining Company of Nevada.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That George W. Stein, Dr. Abraham Stout, Andrew Pearce, Junior, J. Allen Kramer, Dr. Dewees, J. Martin, Emmet Blair, Cornelius M. Knause, William M. Flanders and Lewis H. Stout, and their associates, be and they are hereby created a body politic, by the name, style and title of the La Plata Silver Mining Company of Nevada, and by such name and
Privileges.	title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in the state of Nevada, and to obtain therefrom any and all minerals and other valuable substances, whether by working,

or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work, the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the object of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form and subject to such regulations as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the city of Philadelphia, or at such other place as the majority of the directors may designate; at which it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1063.

## An Act

To incorporate the Girard Passenger and Freight Horse Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That Philip Osborn, David Olin, Dan Rice, Monroe Hutchinson, Theodore Ryman and David W. Hutchinson, or a majority of them, be and they are hereby appointed commissioners,
Subscriptions.	to open books for the purpose of receiving subscriptions to the capital stock of the company hereby incorporated, by the
Title.	name, style and title of the Girard Passenger and Freight Horse Railway Company, with power to lay out and construct
To construct railroad.	a passenger and freight horse railroad, of single track, and the necessary sidings, turn-outs and switches, from and through Main street, in the borough of Girard, Erie county,
Route.	to the Girard depot, on the Cleveland and Erie railroad, by and through Mechanic street, to Vine street, it being the street on which Ira Pickett now resides, thence through said street across the canal; and the said railway company are hereby
Bridge.	empowered to construct a bridge across the said canal; thence by and through the main road, leading from the borough of Girard, to the Girard depot of the Cleveland and Erie railroad,
Laying of track, relative to.	to a point nearly opposite the district school house, in the Pettibone district; from thence, in a straight line, or nearly so, to the Girard depot, on the Cleveland and Erie railroad, and that the said company shall lay their track, between the centre of the carriage road and the side-walk, both in the borough and in the township; and the company is hereby empowered to lay their track on either side of said street, or streets, or road, or roads, they may choose, and are hereby
Crossings.	granted the privilege of crossing and re-crossing any streets, or roads, before mentioned, for such purpose.
Capital.	SECTION 2. That the capital stock of the said company shall consist of four hundred shares, of fifty dollars each: <i>Provided,</i>
Proviso.	That the directors of the said company may, at any time, increase the same to six hundred shares, if deemed necessary to complete their said road.
To make certificate to governor.	SECTION 3. That when one hundred shares of the stock shall have been subscribed, and five dollars paid on each share, the said commissioners, or any four of them, shall certify, under their hands and seals, the names of the subscribers and the number of shares subscribed by each, to the governor of the commonwealth; and it shall, thereupon, be the governor's
Letters patent.	duty, by letters patent, under his hand and the seal of the state, to create and erect the said subscribers, their associates, assigns and successors, into one body politic and corporate, in
Title.	deed and in law, by the aforesaid name, style and title of the Girard Passenger and Freight Horse Railway Company; and by



said name they shall have perpetual succession, with power to make a corporate seal, and the same to alter, modify and renew at pleasure, and to ordain, establish and put in execution such by-laws, ordinances, rules and regulations as shall appear necessary and convenient, for the government of said corporation, and not being contrary to the constitution and laws of the United States, or of this commonwealth, and shall be able and capable of taking and holding their capital stock and the increase and profits thereof, and of purchasing, taking, receiving and holding all such real estate and personal property as may be necessary and convenient, to enable them to carry on the traffic of their said road, and the other purposes for which they are incorporated, with economy, facility and dispatch, and the same to exchange, barter, sell, let, or lease, on ground rent, mortgage, or lease, or otherwise dispose of at their pleasure, and of suing and being sued, pleading and being impleaded, by their corporate name, and shall have generally all the rights, privileges, franchises and incidents belonging and appertaining to a corporation, and the right of doing all and every other matter and thing which a corporation may lawfully do.

Privileges.

Seal.

By-laws.

Real estate, &amp;c.

SECTION 4. That the persons named in the letters patent, or any four of them, shall, as soon as conveniently may be after the same shall be received, give at least ten days' notice; in one, or newspapers printed in the county of Erie, of a time and place to be, by them, appointed, at which the subscribers shall proceed to organize the said corporation, and shall choose, by a majority of said subscribers, by ballot, to be delivered in person, five directors, all of whom shall be citizens of Erie county, who shall, immediately, choose one of their number to be president; all of whom shall serve until the first Monday of January next, succeeding, or until their successors are regularly and lawfully chosen: *Provided*, That each and every member of said corporation shall be entitled to a vote for every share of stock held by him, or her.

Corporators to give notice of time and place of organization.

Election of directors.

President.

Proviso.

SECTION 5. That the said company shall have power to open a road, commencing at a point on the main road leading from Girard borough to the Girard depot, on the Cleveland and Erie railroad, nearly opposite the Pettibone district school house, and build their road from thence to the Girard depot of the Cleveland and Erie railroad; and if the owner, or owners, of land through which said horse railroad may be run, cannot agree with said company for the compensation proper for the damages done, or likely to be done, or sustained by, any such owner, or owners, of such land, then the same shall be adjusted and settled, under and by the provisions of the general railroad law of this state: *Provided further*, That the said company shall have full power and authority to make any change in the grade, in the aforesaid road, as may be required to enable them to use their railway with ease and convenience; and the said Girard Passenger and Freight Horse Railway Company are further empowered to run their said road through the short street running south from the Girard depot, on the Cleveland and Erie railroad, on which street Morritts Gadala now resides.

To open certain road.

Compensation to land owners.

Proviso.

May borrow money.

Proviso.

Transfer of stock.

Unpaid subscriptions.

Forfeiture.

Dividends.

Not to exceed net profits.

Individual liability.

Wilful injury done to property of, how punished.

Proviso.

SECTION 6. That said company shall have power to raise, on bonds, to be secured by a mortgage of the road, including all its stock and franchises, any sum, not exceeding one-fourth of the amount of the capital stock, authorized by this charter, for the purpose of carrying out the true intent of this act: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, with interest, at a rate not exceeding eight per centum per annum.

SECTION 7. That said company shall not allow the transfer of any share, or shares, of stock, except by resolution of the board of directors, until all the instalments have been paid; and if any stockholder shall omit, for the space of six months, to pay any instalment which may have been called for, the directors of the company may either declare the share, or shares, of stock, on which the instalment, or instalments, are unpaid, as aforesaid, to be forfeited, or may, at their option, bring suit, to recover the said instalment, or instalments, with interest, at the rate of twelve per centum per annum, as debts of a like amount are recoverable, against the person, or persons, appearing, by their books, to be the owner, or owners, thereof.

SECTION 8. That dividends of so much of the profits of said company, as shall appear advisable to the directors, shall be declared in the months of January and July, of each year, and be paid at the office of said company, any time after ten days' notice, from the time of declaring the same; but said dividends shall in no case exceed the amount of the net profits of said company, so that the capital stock shall never be thereby impaired; and in case the directors shall declare a dividend, exceeding the amount of the net profits, and thereby impair the capital stock, they shall be held individually liable for all such excess.

SECTION 9. That if any person, or persons, shall wilfully break, remove, destroy, or injure, any part of the said railway, or the cars, carriages, stations, houses, or other buildings, or property of said company, wilfully and unnecessarily obstruct, or impede the passage on, or over the said railway, or any part thereof, the person, or persons, so offending, shall forfeit and pay, for every such offence, the sum of ten dollars to the said company; but no such suit shall be brought, unless commenced within sixty days after such offence shall have been committed; and the person, or persons, so offending, shall be and remain liable, in addition to said penalty, to action, or actions, at the suit of said railway company, for any loss, or damage occasioned by his, her, or their act, or acts, as aforesaid: *Provided*, That the said railroad company shall make no rule, or regulation, excluding people of color from riding in their cars.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.  
WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1064.

*An Act*

To authorize Horace L. West, administrator of the estate of Oscar H. Mott, deceased, to sell and convey real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Horace L. West, administrator of the estate of Oscar H. Mott, late of Milford, in the county of Pike, deceased, be and he is hereby authorized to sell and convey, either at public, or private, sale, any real estate, or interest in real estate, which the said Oscar H. Mott may have owned, at the time of his death, for cash, or credit: *Provided,* That any sale, so made, shall be approved by the orphans' court of Pike county; and also, that the said administrator shall give bond, with security, to be approved by said court, for the faithful application of the proceeds of sale; which bond shall be entered and filed among the records of said court.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1065

*An Act*

To confirm the title of the Farmers' Hay and Straw Market Association, and others, to certain real estate, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title to a certain lot of ground, in the city of Philadelphia, situate on the east side of Sixth street, at the distance of eighty-five feet four and three-quarter inches, north-



ward, from the north side of Brown street, in the Twelfth ward of the said city, containing, in front, on the said Sixth street, three hundred and fifty-one feet seven and three-quarter inches, and in depth, on the north line thereof, parallel with Parrish street, one hundred and thirty-six feet eight inches, and on the south line thereof, at right angles with the said Sixth street, one hundred and twenty-six feet four and one-half inches, to Randolph street, lately conveyed, by the Farmers' Hay and Straw Market Association, in parcels, to the corporation, known by the name of the Reform Congregation of Keneseth Israel, and to Wm. Weightman, of the said city, reserving, out of one of the said parcels, a yearly ground rent of seven hundred and eighty dollars; and to the said ground rent, so reserved, be and the same is hereby confirmed and made valid unto the said, the Reform Congregation of Keneseth Israel and the said William Weightman, and the said, the Farmers' Hay and Straw Market Association, according to their several and respective interests thereon, notwithstanding any claim which this commonwealth might otherwise have to an escheat thereof, by reason of any want of power in the said, the Farmers' Hay and Straw Market Association, at any time, to take, or hold, the same.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1066.

## An Act

To incorporate the Workingman's Store, in Wiconisco township, Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the workingmen of Wiconisco township, Dauphin county, Michael Martin, Thomas Bateman, Robert Broome, William Nash, George West, Charles Miller, and their associates, successors and assigns, subject to the conditions hereinafter mentioned, are hereby incorporated into a body politic, in law, by the name, style and title of the Workingman's Store, and

Corporators.

Subject to.

Style.



by that name shall have perpetual succession, with power to make and use a corporate seal, and to ordain, establish and put in execution such by-laws, ordinances, rules and regulations as shall be necessary for said corporation, not being inconsistent with the laws of the United States, or of this commonwealth, and shall be capable of taking and purchasing, anywhere, such goods, wares, merchandize, groceries, and other articles, as will enable them to carry on the mercantile business, in Wiconisco township, Dauphin county, and the same to sell and retail, in Wiconisco township, aforesaid, at their pleasure, with power to let and lease suitable rooms, or houses, in Wiconisco township, for the purpose aforesaid, and shall be capable of suing and be sued, pleading and being impleaded, by their corporate name, and shall have, generally, all the rights and privileges belonging to a corporation.

SECTION 2. That the said Michael Martin, Thomas Bateman, Robert Broome, William Nash, George West and Charles Miller, or any four of them, are hereby authorized to open books and receive subscriptions of stock; and that the capital stock of said company shall consist of four thousand shares, of twenty-five dollars each, and that no person shall hold more than twenty shares, and that no shareholder shall have power to sell his stock, other than to said company, until after he shall have notified the directors of said company of his desire to sell, at least thirty days before sale; but that no stockholder shall be credited for goods sold, on the hypothecation of his stock, to any amount exceeding the par value of said stock subscribed and paid in, unless he gives approved security, and that all subscriptions of stock must be paid in within ten days, and no certificate therefor granted until paid in full.

SECTION 3. That as soon as five thousand dollars of stock in said company has been subscribed and paid in, the said Michael Martin, Thomas Bateman, Robert Broome, William Nash, George West and Charles Miller, or any four of them, shall give at least ten days' notice, in at least two weekly newspapers, printed in Dauphin county, to the shareholders, to meet at the Odd Fellows hall, in Lykenstown, where and when the shareholders, being there present, shall select one of their number to act as judge of the election, and two of their number to act as clerks, who shall, on being organized as judge and clerks of the election, receive the votes of shareholders for five shareholders, to act as directors for the term of one year; and that the persons receiving the highest number of votes shall be declared to be duly elected directors for one year, who shall then and there organize as a board of directors, and select one of their number to act as president, and one of their number to act as secretary; and that thereafter, annually, there shall be an election of officers held at the store room, in Wiconisco township, on the first Monday of February.

SECTION 4. That the said directors shall have power to employ a manager, to conduct said business, (who may be required to give security for the faithful performance of the trust,) and to appoint, under him, one, or more clerks, to conduct the business of said corporation, with power to remove a manager, or

Privileges.

Seal.

By-laws.

Privileges.

Subscriptions.

Capital.

Sale of stock,  
relative to.

Certificates.

Notice.

Election.

Directors.

Officers.

Annual elec-  
tion.May employ  
manager and  
clerks.

- any clerk, for misconduct, or the unsafe management of the affairs of the company : *Provided*, That no person, but a stockholder, shall be a manager, or clerk ; the managers shall make at least two reports, annually, to the directors, of the state and condition of the said affairs of said corporation, which shall be open to the inspection of shareholders : *And provided further*, That no person owning, or interested in, any store, shall be entitled to hold stock in said corporation.
- Proviso.**
- Business, how conducted.** SECTION 5. That the business of the company shall be conducted by the manager and clerks, or clerk, under him, and such other persons as the board of directors may authorize for that purpose, who shall be chosen annually, or oftener, in case of removal ; that the directors of said company shall cause certificates of stock, (to be prepared at the cost of the company,) which shall be signed by the president and secretary, and noted on the books of the company, and issued to each shareholder.
- Certificates of stock.**
- Transfers.** SECTION 6. That the shares of stock may be transferred, (subject to the by-laws,) by an endorsement, on the certificate of stock, or otherwise, but the same must be entered by the manager, or clerk, in the books of the company ; that each share of stock shall entitle the holder to one vote, and all shares of stock owned, shall be held subject to the payment of any debt for goods sold to said shareholders ; that all directors and officers of said company shall remain in office until others are chosen ; that if the directors of the company declare any dividend that would impair the capital stock of the company, they shall be liable, individually, to the amount of said dividend ; and the stockholders compelled by judgment, in due course of law, to pay any debt of the company, shall be entitled to contribution from company corporators.
- Votes.**
- Terms of office.**
- Dividends.**
- Individual liability.**

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1067.

## An Act

To incorporate the trustees of the Firemen's Union of the city of Reading.

Preamble.

WHEREAS, The following fire companies, of the city of Reading, viz: The Rainbow Steam Fire Engine Company, the

Junior, Neversink, Friendship and Liberty Fire Companies, the Reading Hose and Steam Fire Engine Company, the Washington and Ringgold Hose Companies and the Keystone Hook and Ladder Company, in order to promote harmony and friendly intercourse among them, to establish those just relations which ought to exist among institutions, whose views are similar, and to enable them more effectually to perform those philanthropic duties devolving upon them, have formed themselves into an association, under the name of the Firemen's Union of the city of Reading, and have selected delegates from each company, who, in pursuance of the authority vested in them, have chosen one member from each fire company, represented in the Firemen's Union, to compose a board of trustees, and are desirous that the said trustees, and their successors in office, may have and enjoy the rights and immunities of a corporation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the following named trustees, viz: Charles Melcher, Corporators.

Howard L. Miller, Israel C. Becker, B. F. Haas, William Geiger, S. E. Ancona, F. P. Heller, William A. Arnold and William R. Yeich, and their successors in office, shall be and they are hereby constituted a body corporate in law and in fact, by the name of the trustees of the Firemen's Union of Name.

the city of Reading, Pennsylvania, and by that name shall have perpetual succession, and may plead and be impleaded, Privileges.

sue and be sued, in any of the courts of this commonwealth, and shall adopt and use one common seal, and may alter, Seal.  
break and renew the same at pleasure.

SECTION 2. That the said board of trustees shall continue in office until their successors are elected; and that, annually, Annual election of trustees.

on the third Monday of October, the said Firemen's Union shall elect a board of trustees, to serve for one year from the third Monday of January then next following such election, or until others are elected; said board of trustees shall consist of one member from each company represented in the Firemen's Union, and a majority shall be a quorum for the Quorum.  
transaction of business.

SECTION 3. That at the first meeting of the said board of trustees, next after their election, they shall, for the well Election of officers.

government of the affairs committed to their charge, elect such officers, therein, at such salaries, or compensation, and take such securities for the faithful performance of their duties, as they, the said board of trustees, shall deem expedient; and the said officers, so elected, shall enter on the duties of their office, as soon as they shall have given the requisite security; and in case the appointments, hereby directed, shall not take place on the day specified, they may be made on any other subsequent day, prior to the third Monday in January, in each and every year; special notice of the election of officers shall always be given to each of the trustees; in taking security, it shall be lawful for the trustees so to take the same, that it shall be continued, in case of re-election of the same person to the same office.



Powers and duties of trustees.	<p>SECTION 4. That the said trustees shall have power and authority to hold, in fee simple, such real estate as may, by them, be thought necessary for the transacting of their business, or for the occupancy of their officers, or which may be taken and held in security for the payment of debts due the corporation, or shall be conveyed, in satisfaction of debts due to the corporation, or purchased by them, at any sale, by a marshal, or sheriff, of lands, under mortgage, or judgment, of the corporation, or against which they have a mortgage, or judgment; and the same, from time to time, to sell, demise, grant, alien, or dispose of, and to make and enter into contracts with any person, or persons, bodies politic, or corporate, for the insurance of houses and other buildings, and goods, wares, merchandize and effects, (except books of account, bills, bonds, ready money, jewels, plate, powder mills and cotton factories,) from loss, or damage, by fire, to take charge of all the funds and other property belonging to the union, except such moneys as the different companies may grant to the delegates, to defray their expenses; and no sale, or alienation, of any part of the real estate, which they now, or may hereafter, hold, shall be valid unless the terms, or nature, of such sale shall be proposed at a previous meeting, and acted on at the next, after the intervention of at least thirty days, and two-thirds of the whole number of trustees consenting thereto; and they shall, also, have power, and they are hereby enjoined, to do and perform such other duties as are hereinafter expressed; they may make by-laws for their own government, and that of their officers, in the decision upon which the concurrence of two-thirds of the whole number of trustees shall be necessary; they shall meet at least once in every month, and adjourn to such other time as they think proper; special meetings may be called by the president, or by any three of the trustees; a majority of the whole number shall constitute a quorum; they shall invest, lay out, or lend, upon good and sufficient security, such sums of money belonging to the union as they may think fit, and to the satisfying of all losses and damages which may happen, by fire, to the property insured; they may remove and suspend any of their officers and servants, as occasion may require, and do and perform all other acts and things needful to effect the objects herein specified; and they shall furnish a semi-annual statement of the funds of the union, to the delegates, together with such information as they may, from time to time, require, in relation to the affairs of this union; the board of trustees shall always stand, and be indemnified, by the union, for giving out and signing policies, and all other lawful acts, deeds and transactions done, performed and executed, in pursuance, and by virtue, of this act; and all the stocks, securities and effects of the corporation, except the separate property of the several companies, shall be pledged for the purpose; and if any loss, occasioned by one fire, or more than one, (happening before the first is extinguished,) shall amount to more than the whole stock of the corporation, in such case the several sufferers, insured by the corporation,</p>
Real estate.	
Contracts of insurance.	
Funds and property.	
Sales of real estate.	
By-laws.	
Meetings.	
Quorum.	
Investments.	
Semi-annual statement.	



shall receive a just and proportionable dividend of the whole of said stock, according to the sums by them respectively insured, and the loss by them sustained; and in case of any partial loss, every person, wishing to withdraw his insurance from the capital stock, shall pay the union a dividend thereon, proportioned to the amount of such partial loss; and no regulation, by-law, or ordinance, of the corporation, shall ever contravene this principle, or any of the provisions of this act, of the constitution and laws of this commonwealth, or of the United States.

Dividends.

SECTION 5. That the property and funds now in the hands of the trustees, together with the sums which shall hereafter accumulate, from deposit, money, premiums, interest and other sources, shall be the capital stock of the said union; and no distribution of the same shall take place, except in the payment of losses, until the money accumulated from premiums, interest on loans, and all other sources, shall amount to the sum of one hundred thousand dollars; and then the whole interest on the capital stock, after paying expenses and satisfying losses, shall annually be divided among the several companies composing this union: *Provided*, That no company shall be entitled to a dividend, that does not, in the opinion of the board of delegates, possess a competent apparatus for the extinguishment of fires, or who shall not have been admitted to membership in this union, at least one year next preceding the declaring of such dividend; and in case of the distribution of any of the funds of the union, contrary to the provisions of this act, the trustees, consenting thereto, shall be liable in their individual capacities.

Capital.

Proviso.

Individual liability.

SECTION 6. That the board of delegates shall be composed of five members from each company holding membership in this union, and they shall be elected annually, in the month of January, and they shall have power, with the consent of two-thirds of their number, to make by-laws to regulate the intercourse between the different companies, and of imposing penalties for the violation of such by-laws, or of any of the provisions of this act; but no act of the trustees, or delegates, shall ever interfere with the local arrangements of a company, nor shall any of the provisions of this act be construed to affect any of the laws, rules, or ordinances of any, or either, of the companies: *Provided*, That none of the laws, rules, or ordinances made, or to be made, by either of the companies, by the trustees, or delegates, shall ever be repugnant to, or contravene any of the provisions of this act, or the constitution and laws of this state, or of the United States.

Board of delegates.

By-laws.

Proviso.

SECTION 7. That each and every member of any of the companies, belonging to the union, shall be entitled to effect insurances therein, at a discount of five per cent. less than other persons, upon producing satisfactory evidence of his membership; and all the companies associated, or who may associate, under this act, within the city of Reading, shall be entitled to participate in all the benefits and advantages of this institution; and should any company need assistance, they may make application to the union, at a regular stated meeting, when a

Who may effect insurance.

majority of the delegates present may grant them a donation : *Provided also*, That two-thirds of the trustees concur in the opinion, that such relief ought to be granted; the trustees shall not, in such cases, appropriate, or pay, a larger sum than was recommended by the board of delegates.

**Non-user not to work forfeiture.** SECTION 8. That no non-user of any of the rights and immunities granted to the corporation, nor any neglect of the companies, or delegates, to elect delegates, trustees, or other officers, or to do and perform any of the duties enjoined by this act, shall be construed to be a forfeiture, or abandonment, or to deprive them, or the corporation, of any such rights, or immunities; but every such right, duty, power and authority shall continue until the same is exercised, as hereby enjoined and required.

**Deductions from dividends, relative to.** SECTION 9. That the board of trustees, having first deducted the arrears of interest from the dividends, shall also make a deduction of the amount of any fines, or penalty, that the board of delegates of the said Firemen's Union shall report to the board of trustees, as having imposed upon any of the companies composing the union, for the violation of any of the provisions of this charter, or of any of the rules and regulations of the said board of delegates; and the amount of such fines and penalties, when deducted from the dividends, shall be for the benefit of, and subject to the order of, the board of delegates :

**Proviso.** *Provided*, That nothing herein contained shall interfere with the existing power of the board of delegates, to collect the aforesaid fines and penalties, or with the right of the trustees to collect any arrears of interest, by due process of law, from delinquent companies.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives:

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1068.

## An Act

Relative to the Norristown Library.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Norristown Library Company of the borough of Norristown, Montgomery county, be and is hereby exempted from all taxes, except for state purposes.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and sixty five.

A. G. CURTIN.

No. 1069.

## An Act

To enable Susanna Good and her husband, Daniel Good, to discharge a certain lien.

WHEREAS, John K. Gelsinger, of West Cocalico township, Lancaster county, by divers conveyances and assurances, in the law, duly had and executed, became the owner of a certain messuage, or tenement, and tract of land, situate in said township, containing forty-nine acres and one hundred and seventeen perches, which is held under and subject to the payment of two hundred dollars, to remain a lien, charged on the above described premises, for the use and benefit of Susanna Good, and the heirs of her body, begotten by the said Daniel Good, the grantee, and her present husband, to be paid to her immediately after her said husband's decease, or in case of her decease, then to her said heirs, she having advanced two hundred dollars, accumulated by her own personal labor; but in case she and her said children should die before the said Daniel Good, then the same to be paid to him, the said Daniel Good, and his legal heirs, as in and by the title papers thereof, reference being had, appears:

*And whereas,* All of the parties above named being desirous that said lien should be paid off and discharged:

*And whereas,* Doubts have arisen as to the legality of discharging said lien, during the lifetime of said Susanna Good; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the said John K. Gelsinger to pay



over, unto the said Susanna Good, the said sum of two hundred dollars, to which said premises is made subject, and that the said Susanna Good and her husband, Daniel Good, are hereby authorized to remise, release, acquit, and forever discharge the said John K. Gelsinger, his heirs, executors and administrators, and his lands and tenements aforesaid, of and from the said sum of two hundred dollars, so charged thereon, as aforesaid, and of and from all claims and demands whatsoever, concerning the same; and that thenceforth, said premises shall be forever discharged of and from said lien.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1070.

## A Further Supplement

To an act, entitled "An Act to incorporate the Jersey Shore, Pine Creek and State Line Railroad Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Change of name  
authorized.

That the president and directors of the Jersey Shore, Pine Creek and State Line Railroad Company, when duly elected, shall have full authority, upon giving thirty days' notice of their intention to change the name of said company; and their official notice, under the seal of the company, within sixty days thereafter, given to the secretary of the commonwealth, shall be sufficient evidence thereof.

Location of  
branches, rela-  
tive to.

SECTION 2. That the said company shall have the right to locate and construct its railroad, branches and lateral lines, upon the most direct, or feasible, routes, as selected by the president and board of directors, so as to connect their railroad with any other railroad that may be mutually agreed upon: *Provided*, Said rights shall be exercised within ten years after the passage of this supplement: *Provided further*, That this act shall not be so construed as to authorize said

Proviso.

Proviso.



company to build any of their roads, or branches, south of Tioga village, in the valley of the Tioga river.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1071.

## An Act

To incorporate the South Reading Market House Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John M'Manus, Horatio Trexler, F. S. Boas, Philip Albright, John Hetrick, William B. Albright, William Lotz, Jacob H. Deysher, Richard Hoffmaster and Peter Jones, and

Corporators.

their successors, and all persons who may hereafter be associated with them, be and they are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the South Reading Market House Company, and by that name shall have perpetual succession,

Title.

and be able to sue and be sued, plead and be impleaded, in any court of law, equity, or elsewhere, and shall be able and

Privileges.

capable, in law and equity, to take and hold, to them and their successors, either by grant and conveyance, in fee simple, gift, devise, or lease, any land, or real estate, for the purpose only of erecting thereon a suitable building, or buildings, for the use of said company, and, also, take and hold, for the use of said company, any goods and chattels, sum, or sums, of money, by grant, bargain, or sale, and generally to do all and singular the matters and things which shall be lawful for them to do, for the well being and due management of the affairs of said company: *Provided*, That the capital stock of the said company shall not exceed the sum of twenty thousand dollars, divided into eight hundred shares of twenty-five dollars each.

Proviso.

SECTION 2. That the certificates of stock of the capital stock of said company, under the corporate seal, signed by the president, and attested by the secretary, shall be issued to the person, or persons, who subscribe for the same; which stock

Certificates of stock.

shall be transferable, under such regulations as may be provided for in the by-laws.

**Object.** SECTION 3 That the object and purpose of said corporation shall be to erect a suitable building, or buildings, and stalls, at any place within the limits of the city of Reading, south of Spruce street, and west of Seventh street, the same to be appropriated and used as a public market house, for the sale and vending of meats, vegetables and all other kinds of victuals and provisions whatever, and such other articles as the board of directors may deem proper; the said market buildings, the stalls, or any one, or more, or all, of the same, to be leased, rented, or disposed of, in such manner, and upon such terms and conditions, as the directors shall determine; and persons leasing stalls and stands, in any building belonging to said company, shall have all the rights, privileges and franchises which belong to, or are exercised by, persons leasing stalls, or stands, in, or attending, any other market in the city of Reading, subject to such restrictions, rules and regulations as the directors of said company may prescribe: *Provided*, That the said company may appropriate a portion, or portions, of any building, by them erected, as a hall, or halls, for public, or other meetings.

**Buildings.**

**Market house.**

**Lessees of stalls, privileges of.**

**Subject to.**

**Proviso.**

SECTION 4. That the government and control of the South Reading Market House Company, and the management of its affairs and property, shall be vested in a board of not less than five, nor more than nine, directors, a majority of whom shall constitute a quorum for the transaction of business, who shall be elected, annually, at such time and place and in such manner as the said company shall, by its by-laws, provide; the officers of said company shall be a president and a secretary, who may, also, be the treasurer of the company; the president, secretary and treasurer shall be elected by the board of directors, from among their number, for the time being.

**Directors.**

**Quorum.**

**Election.**

**Officers.**

SECTION 5. That the persons, named in the first section of this act, upon certifying, to the governor, under their hands and seals, that two hundred and fifty shares have been subscribed for, and ten dollars paid on each share of the same, that at least three of whom shall make oath, or affirmation, that the facts, set forth in said certificate, are just and true; that then and in that case, the governor shall, thereupon, by letters patent, under his hand and the seal of the state, create and erect the subscribers and stockholders into one body politic and corporate, in deed and in law, by the name and title of the South Reading Market House Company.

**Certificate to be made to governor.**

**Letters patent.**

**Name.**

SECTION 6. That the said company be and it is hereby authorized to borrow money, to an amount, not exceeding twenty-five thousand dollars, and to issue bonds, or certificates of loan, for the payment of the same, in such amounts and payable at such time, or times, and at such rate of interest, not exceeding eight per centum per annum, and to sell the same at such discount as the board of managers may determine, with, or without, coupons attached; and it shall be lawful for the board of managers of said company to secure the payment of said bonds, or certificates of loan, by a mortgage, or mort-

**May borrow money.**

**Security.**

gages, executed in due form, in the corporate name of the said company, and under its corporate seal, to trustees, to be named therein, on the lot, or lots, of ground and market building, erected, or to be erected, thereon, franchises and all property, real and personal, of the said company, and the revenues, rents, issues and profits thereof, as they may deem best.

SECTION 7. That said corporation may make and have a common seal, and the same to break, renew and alter at pleasure, and also ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said corporation, not being contrary to this charter, or the constitution and laws of the United States, or of this commonwealth: *Provided*, That all by-laws, for the government and management of said corporation, must be submitted to the stockholders, at an annual meeting, or at a special meeting, called for that purpose, of which fifteen days' public notice must be given, in one weekly, or daily, paper, printed in the city of Reading, signed by a majority of the directors, for the time being: *Provided*, That all by-laws must be approved by a vote of two-thirds of the members present; which fact must be recorded upon the minutes kept by the secretary.

Seal.

By-laws.

Proviso.

Proviso.

SECTION 8. That the opening of books, and receiving of subscriptions to the capital stock of said company, shall be regulated in such manner as a majority of the persons, named in the first section of this act, shall determine: *Provided*, That at least fifteen days' notice shall be published, in one daily, or weekly, paper, printed in the city of Reading, of the time and place where subscriptions will be received.

Subscriptions.

Proviso.

SECTION 9. That the first election for directors shall be held at such time and place as shall be agreed upon, after receiving the charter from the governor of the commonwealth; of which due notice shall be given, as directed in the eighth section of this act: *Provided*, That each stockholder shall be entitled to one vote, for each and every share of stock held in said company.

Election of directors.

Notice.

Proviso.

Votes.

SECTION 10. That nothing contained in this act shall be deemed and taken to authorize the said company to engage, either directly, or indirectly, in any banking, commercial, or manufacturing, business, or act in any way, or manner, than for the purpose of erecting and leasing, or otherwise disposing of, a market house and stall, or stalls, and halls for meetings, as specified in this act.

Certain privileges withheld from.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1072.

## A Supplement

To an act to incorporate the Meadville Gas and Water Company, to change the name of the Meadville cemetery, and relative to the Shermansville and Penn Line Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*  
That the Meadville Gas and Water Company are hereby authorized to increase the capital stock of said company to one hundred thousand dollars, at a meeting of the directors, to be called for that purpose.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1073.

## An Act

To incorporate the Clarion and Allegheny River Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.	That Robert Barber, J. P. Lyon, Wm. Reichart, D. B. Curll, Peter Clover, G. W. Fulton and J. M. Alexander, or any five of them, be and they are hereby appointed commissioners to
Subscriptions.	open books, and receive subscriptions, and organize a company,
Title.	by the name, style and title of the Clarion and the Allegheny River Turnpike Road Company, with power to construct a turnpike road, partly clay, or partly stone, or all, or
Route.	either, from the borough of Clarion to the Allegheny river, on, or near, the Waterson ferry road, with full power to change the location of said road, whenever the same may become ne-



cessary, subject to all the provisions and restrictions of an act Subject to.  
regulating turnpike and plank road companies, passed January  
twenty-sixth, one thousand eight hundred and forty-nine; and  
are authorized to charge the same tolls as are provided in the Tolls.  
second section of the act, entitled "A supplement to an act to  
incorporate the Clarion Turnpike and Bridge Company," ap-  
proved the fourteenth day of April, Anno Domini one thou-  
sand eight hundred and sixty-three.

SECTION 2. That the capital stock of said company shall Capital.  
consist of two hundred shares, of twenty dollars each: *Pro-*  
*vided*, That the said company may, from time to time, at a Proviso.  
meeting of the stockholders, called for that purpose, increase  
their capital stock to such an amount as, in their opinion, may  
be required to finish said road, according to the true intent  
and meaning of this act.

SECTION 3. That said company may commence their road at May commence  
any intermediate point; and whenever said company have at intermediate  
finished three miles, or more, of said road, they shall have point.  
power to erect gates, and charging tolls thereon. Tolls.

SECTION 4. That the said company may borrow any sum of May borrow  
money, not exceeding four thousand dollars, for the purpose money.  
of finishing said road, and secure the same by a mortgage on  
said road: *Provided*, That no bond, issued for any money, so Proviso.  
borrowed, shall be for a less sum than fifty dollars.

SECTION 5. That if said company shall not commence the Commencement  
construction of the said road, within two years, and finish the and completion.  
same, within five years thereafter, this act shall be null and  
void, except so far as may be necessary to settle up the affairs  
and pay the debts of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini  
one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1074.

## An Act

To incorporate the Kane Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Represen-*  
*tatives of the Commonwealth of Pennsylvania in General Assem-*  
*bly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Thomas L. Kane, John C. Cresson, Frederick Fraley and Joseph D. Potts, be and they are hereby appointed commissioners, to organize a company, by the name and title of the Kane Gas and Water Company, with a capital stock of one hundred thousand dollars, for the purpose of supplying the town of Kane, in M'Kean county, with gas and water.

May borrow money. SECTION 2. That it shall be lawful for said company to borrow money, not exceeding the sum of one hundred thousand dollars, at a rate of interest not exceeding eight per cent per annum, and to issue bonds to secure the payment of the same : *Provided*, That no bond shall be issued for a less sum than one hundred dollars.

Capital. SECTION 3. That the capital stock of said company shall be divided into shares of fifty dollars each, and any corporation, except municipal corporations, may subscribe to the same ; Who may subscribe. and the said company shall be organized with corporate privileges, in the manner prescribed by, and under the provisions of, the act to provide for the incorporation of gas and water companies, approved the eleventh day of March, one thousand eight hundred and fifty-seven, and the supplements thereto.

Privileges.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five

A. G. CURTIN.

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No. 1075.

## An Act

To incorporate the National Iron Armor Company of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That Abraham R. Perkins, Samuel M. Felton, Samuel Ulrich, William Frick, Samuel Eccles, Junior, John Cochran, John M'Manus, Thomas Reaney, Thomas Clyde, Joseph R. T. Coates, William B. Reaney, John H. Barton, Samuel Archbold, Amos Gartside, William A. Todd and William Ward, and all such other persons and parties, companies, or firms, as shall become stockholders in the company, hereby incorporated, shall be and they are hereby constituted a body

Title. politic and corporate, by the name and title of the National

Iron Armor Company of Chester, Pennsylvania, to be located at, or in the vicinity of, the borough of Chester, Delaware county, Pennsylvania; and by the said name, style and title shall have all the powers, immunities and privileges of a corporation and body politic, in law, for the business of mining, making, buying and selling iron, steel and other metals, and all manufactures thereof, and for the purpose aforesaid, shall have power to hold, in fee simple, or for any less estate, lands in this commonwealth, not exceeding five thousand acres.

SECTION 2. That any six of the corporators, herein named, may proceed to open books, for subscription to the capital stock of the said company, at Chester; and when one hundred shares of stock are subscribed for, and twenty per centum fully paid, in money, the corporators, named in this act, or any six of them, shall call a meeting of the stockholders, for holding the first election of directors of the said company; and when said election is made, this act shall take effect; each share of stock shall be entitled to one vote, and stockholders may vote in person, or by proxy.

SECTION 3. That the capital stock of the said National Iron Armor Company of Chester, Pennsylvania, which shall be assignable only on the books of the said company, shall be five hundred thousand dollars, to be divided into shares of one thousand dollars each, with the right and power, in the said company, to increase its capital stock, from time to time, as it may elect, to any sum, not exceeding two millions of dollars.

SECTION 4. That the affairs of the said company shall be managed by not more than nine, or not less than five, directors, to be elected annually, after the first election, by the stockholders, out of their number, and shall hold their offices for one year, and until their successors are elected; but any failure, or omission, to elect such directors, annually, shall in no wise impair, or affect, meanwhile, the rights and powers of those holding over, or the rights and interests of the said company, in any way; such board of directors shall elect a president out of their number; they shall also elect a treasurer and secretary for the said company, (the same person may act as secretary and treasurer,) and such other officers and agents as they may deem necessary to manage the affairs of the company, and shall fill all vacancies, occurring in their own body, until the next succeeding election by stockholders; and a majority of the said board shall constitute a quorum for the transaction of business; they shall have power to make by-laws for the regulation of the affairs of the company, subject to the revision, approval, or rejection, of the stockholders, and not inconsistent with the laws of this commonwealth, or of the United States, or this charter.

SECTION 5. That the said company may borrow money, and create indebtedness, in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the same, and issue securities of the said company therefor, in such form and manner, and payable, in such places as they may deem proper, at a rate of interest not exceeding seven per centum, and dispose of such

Privileges.

Subscriptions.

First election.

Votes.

Capital.

Transfer of stock.

Increase.

Directors.

Annual election.

Failure to elect not to impair charter.

Officers.

Vacancies.

Quorum.

By-laws.

May borrow money.

Security.

securities, in such manner and at such places as such board may direct.

Bonus.

Taxes.

Individual liability.

SECTION 6. This corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per cent. on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends, as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1076.

## A Supplement

To an act to incorporate the Furnace Run Improvement Company, authorizing them to change the par value of the stock of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That the par value of the stock of said company shall be ten dollars, instead of twenty-five, as named in said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1077.

## An Act

To authorize Jacob Shell, of the city of Harrisburg, to connect two islands, in the Susquehanna river.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Shell, of the city of Harrisburg, in the county of Dauphin, and state of Pennsylvania, be and he is hereby authorized to fill up, and raise above high water mark, so much of the bed of the Susquehanna river, as lies between the island, known as Independence island, and situated within the limits of the city of Harrisburg, and the island westwardly therefrom, and known as Bailey's island, by means of cribs, coffer dams, or such other works as may be necessary, for the purpose of establishing a more complete place of summer resort on said Independence island.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1078.

## Supplement

To an act, approved May sixth, one thousand eight hundred and sixty-four, entitled "An Act to incorporate the Philadelphia Chemical College."

WHEREAS, By the terms of said act, it is uncertain if the corporation, thereby created, may exist in perpetual succession :

*And whereas,* It is therein provided that the said college shall pay into the state treasury a tax of one-half of one per cent., in four quarterly payments, upon the capital stock ; the said college being an institution for purely educational and

scientific objects, connected with the subjects of chemistry in their practical application ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Philadelphia Chemical College shall have perpetual succession.

SECTION 2. That so much of the act to which this is a supplement, as provides that the said company pay into the state treasury a tax of one-half of one per cent., in four quarterly payments, upon the capital stock, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1079.

## An Act

To incorporate the Hamilton Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That R. H. Sargent, J. S. Krick, S. Ohlman, T. R. Kennedy, Martin T. Copp and Connor C. Selden, and their associates,

Title.

be and they are hereby created a body politic, by the name, style and title of the Hamilton Gold and Silver Mining Company, and by such name and title, shall have perpetual suc-

Privileges.

cession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in

Real estate, &c.

its corporate name, property, real, personal and mixed, and of holding and improving lands in the state of Nevada, and territory of Colorado, and to obtain therefrom any and all minerals and other valuable substances, whether by working,

Mining privileges.

or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses, and

Buildings.

such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work the same, and to dispose of the pro-

ducts of all such lands, mines and works, as they may deem proper.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act; and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office at such place as the directors may elect; at which, it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1080.

## A Further Supplement

To an act incorporating the Monongahela Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Monongahela Water Company, in the county of Allegheny, be and the said company is hereby empowered to

May issue preferred stock.

convert the residue of the stock of said company, authorized to be issued, but not yet subscribed for, or issued, and not exceeding, in amount, the sum of seventy thousand dollars, into a preferred stock, which shall be entitled to a dividend, not exceeding ten per centum, as the president and managers of said company shall determine, out of the water rents and profits of said company, before any dividend is to be paid on the other stock, already issued.

Amount. Dividend.  
May pay interest on certain subscriptions.  
Proviso.

SECTION 2. That it shall be lawful for said Monongahela Water Company to pay interest, on the amount of money subscribed for the preferred stock, so authorized, as aforesaid, at the rate of seven per centum per annum, until said company shall have completed their works, and the profits of said company shall be sufficient to pay the dividends, authorized as aforesaid: *Provided*, That this act shall not go into effect unless first approved by the stockholders of said company, representing a majority of the shares subscribed.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1081.

## A Further Supplement

To an act to incorporate the East Pennsylvania Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in exercising the rights and privileges, conferred by a further supplement to the act to incorporate the East Pennsylvania Railroad Company, approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-three, the said company shall be entitled to all the privileges, and be subject to all the provisions and restrictions, of the several supplements to the act of assembly incorporating said East Pennsylvania Railroad Company, under the name of the Reading and Lehigh Railroad Company, approved the ninth day of April, Anno Domini one thousand eight hundred and



fifty-six, so far as the same have been accepted and are in force.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1082.

## An Act

To incorporate the Sherman Mining and Exploring Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Potter, John P. Mitchell, Norman Hoover, S. G. Wright and Jamer Potter, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, by the name, style and title of the Sherman Mining and Exploring Company, and by such name, style and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, in any territory of the United States, or in any state west of the Mississippi river, and to obtain any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and such other buildings, improvements and works as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work, the same, and to transport to market, and dispose of, the products of all such lands, mines and works, as they may deem proper.

SECTION 2. That said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, represent-

Contracts.

ing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

Directors.

SECTION 3. That the corporators, named in this act, shall elect so many persons to serve as directors of the company, as may be prescribed by the by-laws, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Quorum.

Capital.

Increase.

SECTION 4. That the capital stock of said company shall be five hundred thousand dollars, with power to increase the same, from time to time, to any amount, not exceeding two millions of dollars, as a majority of the stockholders may determine, at a meeting called for that purpose.

Offices.

SECTION 5. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1083.

## An Act

To incorporate the Colorado Mining Exploring Company.

Corporators.

Title.

Privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George W. Clark, William S. Rives, George Bartlett, Daniel Wireman, and George W. Habersstock, and their associates, be and are hereby created a body politic, by the name, style and title of the Colorado Mining Exploring Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and of receiving, in its cor-

porate name, property, real, personal and mixed, and of hold- Real estate, &c.  
 ing and improving lands in the Colorado and Montana terri-  
 tories, and to obtain therefrom any and all minerals and other  
 valuable substances, whether by working, or mining, or Mining privi-  
 leasing, or disposing of privileges to work, or mine, such leges.  
 lands, or any part thereof, and to erect houses and such other  
 buildings and works as may, in the opinion of the managers Buildings.  
 of the corporation, appertain to said business, and to use, let,  
 lease, or work, the same, and to dispose of the products of  
 all such lands, mines and works as they may deem proper.

SECTION 2. That the said company shall have power to make  
 such by-laws as they may deem proper, to enable them to By-laws.  
 carry out the objects of the corporation, and the same to alter,  
 amend, add to, or repeal, at their pleasure: *Provided*, That Proviso.  
 such by-laws shall not be contrary to the constitution of this  
 commonwealth, or the provisions of this act, and to adopt a  
 common seal, and the same to alter at pleasure, and to issue Seal.  
 certificates of stock, representing the value of their property, Certificates.  
 in such form and subject to such regulations as they may, from  
 time to time, by their by-laws, prescribe, and to regulate and  
 prescribe in what manner and form their contracts and obli- Contracts.  
 gations shall be executed.

SECTION 3. That the corporators of this act shall elect per- Directors.  
 sons to serve as directors of this company, a majority of whom  
 shall constitute a quorum for the transaction of business, and Quorum.  
 shall hold their offices until their successors shall have been  
 elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to es- Offices.  
 tablish the necessary offices for the business of the company,  
 wherever their business is located, and to have their principal  
 office in the United States, in such place as they may deem  
 expedient; at which, it shall be lawful to hold all meetings  
 for the transaction of the business of the company.

ARTHUR G. OLMSTED,  
 Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
 Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini  
 one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1084.

**An Act**

Changing the name of the borough of Petersburg, in the county of Perry,  
to the borough of Duncannon.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the borough of Petersburg, in the county of Perry, is hereby changed to the borough of Duncannon.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURRELL,**

Speaker of the Senate.

**APPROVED—**The twenty-third day of March, Anno Domini  
one thousand eight hundred and sixty-five.

**A. G. CURTIN**

No. 1085.

**An Act**

To incorporate the Webster Coal Company.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That Henry E. Wallace, J. B. M'Ginly, Anthony Hobson, Thomas Ashton, James M'Manes, Thomas J. Simpson, William R. Thomas, William Hamilton, Joel Thomas, and all others who may become associated with them, be and they are hereby incorporated into a body politic, by the name, style and title of the Webster Coal Company, and by that name, shall have perpetual succession, shall sue and be sued, plead and be impleaded, in all courts of law and equity, and shall have a common seal, break and alter the same at pleasure; and shall be capable of making and ordaining by-laws, for the government and regulation of their business; said by-laws not to be inconsistent with the laws of this commonwealth, or
Title.	
Privileges.	
Seal.	
By-laws.	



of the United States; and shall have all powers and privileges incident to a corporation.

SECTION 2. The business affairs of the said corporation shall be managed by a board of five directors, to be elected, annually, by the stockholders, notice of which shall be given, by publication, in at least one daily newspaper, published in the city of Philadelphia, ten days prior to said election; the time and place of holding said election to be fixed by the board of directors; each stockholder shall be entitled to one vote for each share of stock held by him, or her.

Directors.  
Annual election  
  
Votes.

SECTION 3. The capital stock of said company shall be two hundred thousand shares, at five dollars each; and it shall be lawful for the said company to borrow any amount of money, not exceeding five hundred thousand dollars, and to issue bonds therefor, in sums of not less than five hundred dollars, and at a rate of interest, not exceeding seven per centum per annum, to be secured by a mortgage on all their property, real, personal and mixed, and corporate franchises; said bonds and mortgage to be signed by the president and treasurer of said company, and to have affixed thereto the corporate seal.

Capital.  
  
May borrow money.  
  
Security.

SECTION 4. It shall be lawful for said company to purchase and hold, in fee simple, or for any less estate, any lands containing coal and other minerals, in the counties of Westmoreland and Allegheny, not exceeding five thousand acres, and to mine, sell and transport to market said coal and other minerals, and to lease, or sell, and convey, said lands as the board of directors may deem expedient.

May hold coal lands, in certain counties.

SECTION 5. At the first meeting of the board of directors, after each annual election, the said board shall elect one of their number to be president of said company, and one to be treasurer, and appoint such other officers and agents as they may deem necessary; the persons named in the first section of this act shall constitute the board of directors, until the first election, which may be held at any time within three months after the passage of this act.

Officers.  
  
Corporators to be first board of directors.

SECTION 6. This corporation shall pay, into the treasury of the commonwealth, a bonus of one-half of one per centum on the capital stock hereby authorized, or hereafter created, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Bonus.  
  
Taxes.  
  
Individual liability.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1086.

## An Act

To authorize the trustee of Henrietta Armstrong to sell certain real estate, named in the will of Thomas Armstrong.

WHEREAS, Thomas Armstrong, late of the city of Philadelphia, deceased, by his last will, dated the twelfth day of June, Anno Domini one thousand eight hundred and forty-one, devised to his daughter, Henrietta, who is still unmarried, subject to a life interest in his widow, who still survives, certain premises, situate on South Fourth street, in said city, in trust :

*And whereas*, It will much enure to the benefit of the said Henrietta if said premises are sold ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustee, named in said will, or whoever may be appointed to succeed him, in said trust, be and he is hereby empowered to sell said premises, either at public, or private, sale, the consent of the said Henrietta, and of the widow of the said Thomas, in writing, having been first obtained, and to make, after due confirmation of said sale, by the orphans' court, for the city and county of Philadelphia, a good and sufficient title for the same to the purchaser, or purchasers, thereof, discharged of said trust ; the said purchaser, or purchasers, not being obliged to see to the application of the purchase money : *Provided nevertheless*, That the said proceeds shall be duly invested, under the sanction of the said court, and held in trust under the terms and conditions set forth in the said will, and that so far, only, as the character of the security, so held in trust, shall the terms and conditions thereof be changed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1087.

## A Further Supplement

To an act to authorize the governor to incorporate the West Chester and Philadelphia Railroad Company, changing the day for holding the annual meeting of the stockholders, and extending certain sections of the general railroad act to said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for holding the annual meeting of stockholders, Annual meeting. and election of officers, of the West Chester and Philadelphia Railroad Company, shall hereafter be the second Monday in February, in each year."

SECTION 2. That for the further location and construction of their railroad, with its bridges, embankments, viaducts, sidings, turn-outs, depots, engine houses, water stations, and other buildings, devices and appurtenances, which shall, from time to time, become necessary, or proper, the tenth, eleventh, twelfth and thirteenth sections of the act, approved on the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies," and the second and third sections of the supplement thereto, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty-six, be and the same are hereby extended to the said, the West Chester and Philadelphia Railroad Company; and the said company are hereby invested with all the powers, and made subject to all the provisions, of said sections, with like effect as if the same were herein, in words, enacted. Certain provisions, relative to location and construction, extended to.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1088.

## An Act

To incorporate the Argentine Mining Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Thomas C. Hambly, John Brady, Joseph Casey, John B. Anderson, Charles M. Siter, Thomas C. MacDowell and Charles Desilver, and their associates, be and they are hereby
Title.	created a body politic, by the name, style and title of the Argentine Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and
Privileges.	being sued, impleading and being impleaded, and granting and
Real estate, &c.	receiving, in its corporate name, property, real, personal and
Mining privileges.	mixed, and of holding and improving the lands in the state of Nevada, and to obtain therefrom any and all minerals, and
Buildings.	other valuable substances, whether by working, or mining, or leasing, and disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and such other buildings, or works, as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or work the same, and to dispose of the products of all such lands, mines and works, as they may deem proper : <i>Provided</i> , That said company shall not be authorized to hold any land in Pennsylvania.
Proviso.	SECTION 2. That the said company shall have power to make
By-laws.	such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter,
Proviso.	amend, add to, or repeal, at their pleasure : <i>Provided</i> , That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act ; and adopt a
Seal.	common seal, and the same to alter at pleasure, and to issue
Certificates.	certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate
Contracts.	and prescribe, in what manner and form their contracts and obligations shall be executed.
Directors.	SECTION 3. That the corporators, named in this act, shall elect persons to serve as directors of the company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.
Quorum.	SECTION 4. That it shall be lawful for said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal
Offices.	office in the United States, in such place as they may deem



expedient; at which place, it shall be lawful to hold all meetings, for the transaction of the business of said company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 1089

## A Supplement

To the act, entitled “An Act to incorporate the Sinnemahoning Portage Railroad Company,” approved on the — day of February, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the third section of an act, entitled “An Act regulating railroad companies,” approved the nineteenth day of February, one thousand eight hundred and forty-nine, as requires a majority of the directors to be resident citizens of this commonwealth, is repealed, so far as the same relates to this company; and the board of directors may meet, for the transaction of business, at such place, within the commonwealth, as they may deem expedient. Certain provisions repealed.

SECTION 2. That it shall be lawful for said company to borrow any sum, or sums, of money, not exceeding one million of dollars, and issue bonds and certificates of loan therefor, with, or without, coupons attached; and the said directors may provide for the security of said loan by mortgage upon their said road. May borrow money.

SECTION 3. That it shall be lawful for the directors of said road to change the name thereof, as they may deem proper: May change name.  
*Provided,* That it shall not be lawful for them to adopt the name of any other railroad in this commonwealth: *Provided,* That the gauge of said road shall not exceed four feet eight and one-half inches. Proviso.

AUTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1090.

## An Act

To incorporate the Masonic Building Association of Hollidaysburg.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same</i> That Alex. M. Lloyd, J. K. M'Lanahan, William C. Keller, Augustus S. Landis, James M. Kinsorks, O. A. Traugh, James Funk, Anthony Vowinkle, John R. M'Farlan, John Lingafelt, and such other persons as shall be associated with them, and their successors, be and the same are hereby erected into a body corporate and politic, by the name, style and title of Masonic Building Association of Hollidaysburg, to be located in Hollidaysburg, Blair county, Pennsylvania, and by said name shall have succession, and a common seal, with power
Title.	to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth, or elsewhere, and to appoint all necessary agents and assistants, and may have, enjoy and exercise all the rights and powers necessary to purchase, in fee simple, or in any
Seal.	other way, any lot, or lots, or other real estate, in the said
Powers and privileges.	borough of Hollidaysburg, and to build upon, or improve, the same, in whatever manner they may desire, and shall have power to purchase and own personal property, necessary to carry out the object of the association, and shall have power to lease, sell, or otherwise dispose of, any of the property, real and personal, of said company.
Real estate, &c.	SECTION 2. A majority of the corporators, herein named, may proceed to open books, for subscription to the stock of said company, at Hollidaysburg, and shall, at the same time, or thereafter, designate a time and place for holding the first election for directors of said company, by parties previously
Subscriptions.	subscribing to the stock thereof, each share of which, so subscribed for, shall be entitled to one vote, and stockholders may vote in person, or by proxy.
Directors.	SECTION 3. That the capital stock of said company shall be twenty thousand dollars, to be divided into shares, of fifty dollars each, with power in said company to increase its capital stock, from time to time, as it may elect, to any sum, not exceeding fifty thousand dollars.
Votes.	SECTION 4. Subscriptions to the capital stock of this corporation may be made, payable in money, or in real property, appropriate to the object contemplated by this act, at a valuation to be fixed upon by a majority, in interest, of its stockholders, at the time of such purchase.
Capital.	SECTION 5. That the affairs of said corporation shall be managed and conducted by a board of directors, to consist of not less than five, nor more than nine, as may be determined
Subscriptions, how payable.	
Directors.	

by the stockholders, from time to time, at any meeting of such stockholders; said directors shall be stockholders, and shall be elected annually, after the first election, as hereinbefore provided for, and shall hold their offices for one year, and until their successors are elected; but any failure, or omission, to elect such directors annually, shall in no wise impair, or affect, meanwhile, the rights of others holding over, or the interests, in any way, of the company; said board shall elect a president from their number, and shall fill all vacancies occurring in their number, until their next regular election; said board of directors shall have power to make and establish such by-laws as are not inconsistent with the constitution of the United States and the state of Pennsylvania, and the laws thereof, as may, in their judgment, be necessary and proper for the organization, regulation and management of the business of said company.

Annual election.

Vacancies.

By-laws.

SECTION 6. This act shall take effect as soon as one hundred shares of stock are subscribed for; of which a statement, containing the names of the subscribers, and the amount subscribed by each, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue his letters patent to the company.

When act to take effect.

Letters patent.

SECTION 7. The corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock, hereby authorized, in four equal, annual, payments.

Bonus.

SECTION 8. Said company may create indebtedness, and borrow money, not exceeding ten thousand dollars, in any such way and manner as the board may deem necessary, for the prosecution and management of the business of the same, and may issue the securities of the said company, in such form and manner, and payable in such places, as they may deem proper, and dispose of such securities, in such manner, and at such places, as such board may direct.

May borrow money.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1091.

## An Act

To incorporate the Montana Gold and Silver Mining Company.

*SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators. That Thomas A. Scott, F. M. Kimmel, L. P. Williston, William M'Lellan, George R. Messersmith, J. Allison Eyster and Edward Davis, John Rowe, Jacob C. Bombarger, and their associates, be and they are hereby created a body politic, by

Title. the name, style and title of the Montana Gold and Silver Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being

Privileges. sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, property, real, personal

Real estate. and mixed, and of holding and improving lands, in the territory of Montana, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or

Buildings. mining, or leasing, or disposing of privileges to work, or mine, such lands, or any part thereof, and to erect houses and such other buildings and works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, or lease, or work, the same, and to dispose of the products of all such lands, mines and works as they may deem proper.

By-laws. SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure : *Provided,*

Proviso. That such by-laws shall not be contrary to the constitution of this commonwealth, or the provisions of this act, and to adopt

Seal. a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate

Contracts. and prescribe in what manner and form their contracts and obligations shall be executed.

Directors. SECTION 3. That the corporators of this act shall elect seven persons, to serve as directors of this company, a majority of

Quorum. whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

Offices. SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the city of Philadelphia ; at which, it shall be lawful



to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1092.

## An Act

To incorporate the South Penn Steam Forcing Hose Company of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all and every the persons who shall, at the time of the passing of this act, or shall at any time hereafter, be elected members of the association, called the South Penn Hose Company of Philadelphia, shall be and they are hereby created and declared to be one body politic and corporate, by the name, style and title of the South Penn Steam Forcing Hose Company of the city of Philadelphia, and by the same name, shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record, or elsewhere, and to take, receive and hold all, and all manner of, lands, tenements, rents, annuities, liberties, franchises, and all other hereditaments which, at any time, or times, heretofore, have been granted, bargained, sold, enfeoffed, released, devised, or otherwise conveyed, to the said South Penn Hose Company of Philadelphia, or to any person, or persons, for their use, or trust for them; and the same lands, tenements, rents, annuities, liberties, franchises and other hereditaments are hereby vested and established in the said corporation, and their successors forever, and the said corporation, and their successors, are hereby declared to be seized and possessed of such estate, or estates, therein, as in and by the respective grants, bargains, sales, enfeoffments, releases, devises, or other conveyances thereof, is, or are, declared, limited and expressed; and, also, that the said corporation, and their successors, at all times hereafter, shall be able to purchase, receive, have, hold and enjoy, to them and their successors, all, and all manner of, lands, tenements, rents, annui-

Incorporation.

Title.

Privileges.

Real estate.

ties, liberties, franchises and other hereditaments, goods and chattels, of what nature, kind, or quality, soever, real, personal, or mixed, or choses in action, and the same, from time to time, to sell, grant, devise, alien, or dispose of: *Provided*, That the clear yearly value, or income, of the messuages, houses, lands and tenements, rents, annuities, or other hereditaments, and the real estate of the said corporation, and the interest of the money by them loaned, shall not exceed the sum of five thousand dollars; and, also, to make and have a common seal, and the same to break, alter, or renew, at pleasure; and, also, to ordain, establish, and put in execution, such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter, or the constitution and laws of the United States, or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do, for the well being of the said corporation, and the due management and ordering of the affairs thereof.

**Restriction.** SECTION 2. That nothing in this act contained shall be deemed to authorize the said company to engage, either directly, or indirectly, in any banking, moneyed, commercial, or manufacturing, concern, or to act in any other way than as a fire company.

**Reservation.** SECTION 3. That the legislature reserves the power to alter, revoke, or annul, the privileges and charter hereby granted, whenever, in their opinion, the same may be injurious to the citizens of the commonwealth; in such manner, however, that no injustice shall be done to the corporators.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1093.

## An Act

To incorporate the Beech Creek Coal, Iron and Petroleum Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That David Carskaddon, Theodore Wright, W. S. Woods, S. G. Wright, and John Potter, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Beech Creek Coal, Iron and Petroleum Company; by which name, said corporators, and their successors, shall have perpetual succession, and enjoy all the privileges and franchises incident to a corporation.

Title.

Privileges.

Capital.

Shares.

May issue bonds.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided into shares of fifty dollars each; the said stock may be paid in real, or personal, estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority, in interest, of the stockholders; and the said corporation may issue bonds, secured by mortgage, or otherwise, and sell the same at their market value, notwithstanding it may be less than par; but no bond shall be issued for a less amount than one hundred dollars.

SECTION 3. That said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in Centre, Clearfield and Clinton counties, not exceeding, in the whole, five thousand acres, at any one time, with power to mortgage, sell, lease, or otherwise dispose of the same, or any part thereof; and the said company shall have the right to prove and open mines, to mine, and prepare for market, coal, iron ore, limestone, petroleum, fire-clay, or other minerals, or to use and consume the same, and to manufacture iron and petroleum, and to transport said articles, or any of them, to market, and dispose of the same, and to do all such other acts and things as may be necessary, in the prosecution of said business, and also to make all such improvements and erections as a successful prosecution of said business may require.

May hold real estate, in certain counties.

Mining privileges.

Manufacturing privileges.

Improvements.

SECTION 4. That any incorporated bank, railroad, coal, or iron, company, shall have power to subscribe to the capital stock, or to purchase the bonds, of said company; and such subscriber shall be represented, at the elections of said company, by such person, or persons, as may be designated by the governing power of such subscribing corporation.

Corporations may subscribe stock.

SECTION 5. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock, hereby authorized, in four equal, annual, instalments, and such other tax as is now, or may hereafter be, imposed, by law, on corporations; and the stockholders shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Bonus.

Individual liability.

SECTION 6. That said company shall have the right to build, construct and equip a railroad, or railroads, from any of their lands, by the waters of Beech creek, to some feasible point on the West Branch of the Susquehanna river, with the right

Authorized to build railroads.



- Connections.** to connect with any railroad now, or hereafter to be, built at either end, or at any intermediate point, and with the right to construct branches, or lateral railroads, not exceeding ten miles in length, with the same right of connection with other railroads as enjoyed by the main road; said branches, or lateral roads, may be constructed at any time, either before, or after, the completion of the main road; and the said company shall have the privilege of increasing their capital stock, from time to time, to an amount sufficient to construct said railroad, or railroads, and provide the same with all necessary cars, locomotives, machinery, depots, water stations, and whatever is necessary to a proper construction, and working the same.
- Branches.**
- Increase of capital.**
- May borrow money.** **SECTION 7.** That in case the president and directors of said company, hereinafter provided for, may deem it necessary, in order to complete and equip said road, they are authorized to borrow a sum of money, not to exceed the amount of the capital required, and to issue bonds therefor, on the faith of the road, of not less than one hundred dollars each, at a rate of interest not to exceed seven per centum, and to be redeemed at such time as the president and directors may agree upon, and said bonds to be secured by mortgage upon said road, its rolling stock, real estate, and franchises of the company.
- Security.** **SECTION 8.** That the said company shall be entitled to all the rights and privileges, and be subject to all the restrictions, imposed by the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, eighteen hundred and forty-nine, except so far as the provisions of said act are hereby supplied.
- Subject to.**
- Management.** **SECTION 9.** That the affairs of said company shall be managed and conducted by a board of five directors, one of whom shall be president; said directors and president to be chosen, or elected, from time to time, as may be provided for by the by-laws, which said company may establish.
- Letters patent.** **SECTION 10.** That letters patent shall issue to said corporators, or the survivors of them, whenever fifty shares shall have been subscribed, and ten per centum thereof paid in.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURKELL,

Speaker of the Senate.

**APPROVED**—The twenty-third day of March, Anno Do nini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1094.

*An Act*

To incorporate the Western Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William Hamilton, Joseph Myers, William M. Herron, John Burgess, George Cunkle, John Ewer, and their associates, be and are hereby created a body politic, under the name, style and title of the Western Mining Company, and by such name and title, shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands in Idaho, or any other territory of the United States, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing of privileges to work, or mine, such land, or any part thereof, and to erect houses and such other buildings, improvements and works as may, in the opinion of the managers of the corporation, appertain to said business, and use, let, lease, or work, the same, and to transport to market, and dispose of, the products of such lands, mines and works as they may deem proper: *Provided*, That that capital stock of said company shall not exceed one million of dollars.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of the United States, or of this commonwealth, or the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed.

SECTION 3. That the corporators, named in this act, shall elect so many persons to serve as directors as may be prescribed by the by-laws, a majority of whom shall constitute a quorum, for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with the by-laws.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office in the United States, in such place as they may deem

expedient; at which place, it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1095.

## An Act

To incorporate the Madera Coal and Improvement Company.

	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Corporators.	That R. J. Wallace, John Lawshe, G. W. Caldwell, Samuel Shoff, John S. Graham, Gordon Smith, Israel Test, Walter Barrett and Charles J. Pusey, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Madera Coal and Improvement Company, by which name, said corporators, and their successors, shall have perpetual succession, and enjoy all the privileges and franchises incident to a corporation.
Name.	
Privileges.	
Capital.	SECTION 2. That the capital stock of said company shall be
Shares.	two hundred and fifty thousand dollars, divided into shares
Increase.	of two dollars each, with the privilege to increase the same, from time to time, to an amount not exceeding five hundred thousand dollars; said increase, and all transfers of stock, to be made at such times, and in such manner, as the by-laws of said company may prescribe.
Subscriptions.	SECTION 3. That subscriptions to the capital stock of said company may be paid in real, or personal, estate, appropriate to the business contemplated by this act; and the said corporation may issue bonds, secured by mortgage, or otherwise, and sell the same at their market value, notwithstanding it may be less than par: <i>Provided</i> , That such sale shall first be sanctioned by a majority of the stockholders; no bonds to be issued for less than one hundred dollars.
May issue bonds.	
Proviso.	
Real estate.	SECTION 4. That said corporation shall be able and capable, in law, to take, receive and hold, in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in Clearfield county, not exceeding, in the whole, five thousand

acres, at any one time, with power to mortgage, sell, lease, or otherwise dispose of, the same, or any part thereof; and the said company shall have the right to prove and open mines, to mine, and prepare for market, coal, iron ore, limestone, fire clay and other minerals, and to transport said articles, or any of them, to market, and dispose of the same, and to do all such other acts and things as may be necessary, in the prosecution of said business; and, also, to make such improvements and erections as a successful prosecution of said business may require.

Mining privileges.

Buildings, &c.

SECTION 5. That it shall be lawful for said company to construct and operate a railroad, or railroads, with branches, from any part of their lands, to connect with the Tyrone and Clearfield railroads, or its branches: *Provided*, That in the construction of the same, the said company shall have all the powers and privileges, and be subject to all the limitations and restrictions, of an act regulating railroad companies, approved the nineteenth day February, one thousand eight hundred and forty-nine, and the supplements thereto.

May construct railroads.

Connection.

Proviso.

Subject to.

SECTION 6. That any incorporated bank, railroad, coal, or iron, company, shall have power to subscribe to the capital stock, or to purchase the bonds of said company; and such subscriber shall be represented, at the election of said company, by such person, or persons, as may be designated by the governing power of such subscribing corporation.

Corporations may be stockholders.

SECTION 7. That the affairs of the said company shall be managed and conducted by a board of seven directors, one of whom shall be president; they shall be elected by ballot, within one year from the passage of this act, and annually thereafter, at such times and places as the by-laws may prescribe; and if, for any cause, the election of directors shall not take place at the time fixed, it shall be lawful to elect the same at any other time, after two weeks' public notice; and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers; and in all elections, by the stockholders, each share of stock shall entitle the holder to one vote, in person, or by proxy.

Directors.

President.

Election.

Votes.

SECTION 8. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock, hereby authorized, or hereafter created, in four equal, annual, instalments, and such other tax as is now, or may hereafter be, imposed, by law, on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three; and the privileges hereby granted shall not extend for a period longer than twenty years.

Bonus.

Tax.

Individual liability.

SECTION 9. That the said company shall have authority to enact and establish by-laws, prescribing the number and duties of its officers, the manner of filling vacancies in the board of directors, the amount and times of declaring divi-

By-laws.

Vacancies.



Dividends.	dends, and all other needful rules and regulations, not inconsistent with the constitution and laws of this state, and of the United States ; that the corporation shall have the authority to hold and use a common seal, and the same to change, alter and amend at pleasure ; and by the style and title aforesaid, shall be capable, in law, to sue and be sued, before any court in this commonwealth.
Seal.	
General privileges.	
When act to take effect.	SECTION 10. That this act shall not go into effect, until not less than one thousand shares of capital stock shall have been subscribed, and at least fifty per cent. thereof paid in ; of which a statement, containing the names of the subscribers, and the amount subscribed and paid by each, shall be certified by a majority of the corporators, herein named, to the governor, who shall, thereupon, issue letters patent to said corporators, or the survivors of them.
Letters patent.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-four.

A. G. CURTIN.

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No. 1096

## An Act

To incorporate the Johnstown and Armagh Turnpike Road Company.

Commissioners.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That D. J. Morrell, Alvar Akers, James P. M'Conaughy, James Cooper, Samuel J. Royer, George W. Kern, James C. Dill, Alexander Elliott, Stephen Johnston, William L. Shryock, Daniel Pershing, or any five of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the Johnstown and Armagh Turnpike Road Company, with power to construct a road from Johnstown, in the county of Cambria, to Armagh, in the county of Indiana, by the nearest and best route for the same, as may be determined by the stockholders, subject to all the provisions and restrictions and privileges of an act, entitled "An Act regulating turnpike companies," approved the twenty-sixth day of January Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto.
Subscriptions.	
Name.	
Route.	
Subject to.	



SECTION 2. That the capital stock of said company shall be thirty thousand dollars, to be divided into shares of twenty-five dollars each: *Provided*, That said company may, from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock to such an amount as may be sufficient to complete their road.

Capital.

Proviso.

SECTION 3. That said company shall pay into the treasury of the commonwealth a bonus of one-half of one per centum, in four equal, annual, instalments, on the capital stock of said company paid in.

Bonus.

SECTION 4. That said company shall have the right to locate their road, or any part thereof, on the towing path of the canal, where said canal has been abandoned.

Location.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1097.

## An Act

To incorporate the Union Gold and Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met. and it is hereby enacted by the authority of the same.* That Francis Farley, Launcelot Walker, George Patchell, William Steele, Noah Taylor, John M. Watt, Charles Carnell and William M. Tweed, and their associates, successors and assigns, be and they are hereby created a body politic and corporate, in law, by the name and title of the Union Gold and Silver Mining Company, and by the said name, shall have perpetual succession, and all the privileges and franchises incident to a corporation, may make and establish a common seal, and alter the same at pleasure, and shall be capable of taking, holding, working and disposing of, in fee simple, or for any less estate, such lands and mines as they may lawfully acquire, in any state, or territory, of the United States: *Provided*, That the said company shall not hold any land in the state of Pennsylvania

Corporators.

Title.

Privileges.

Seal.

Proviso.

SECTION 2. That the said company may carry on the business of mining, smelting and refining gold, silver, copper, lead

Mining privileges, &amp;c.

and other ores, and may import such ores from any other state, or country, and deal in the same, and may erect and own all suitable buildings, machinery and devises of every description necessary for said business.

Capital stock. SECTION 3. The capital stock of said company shall be divided into as many shares, of five dollars each, as shall equal, in the aggregate, the value of the property held for the use of the said company, at the time of its organization, or thereafter acquired; and every share of stock shall entitle the owner thereof to one vote, at all elections held by the stockholders, and authorized by law: *Provided*, That the capital stock of said company shall not exceed one million of dollars.

Votes.

Proviso.

By-laws.

SECTION 4. That the said company shall have power to make by-laws regulating the issue of stock, and the transfer thereof, under the limitation mentioned in the third section of this act, and, also, such by-laws as may be necessary, from time to time, for the proper and orderly administration of the affairs of the company.

Managers.

Election.

Eligibility.

SECTION 5. That the affairs and business of the said company shall be managed and conducted by a board of five managers, to be elected, annually, on the first Monday in June, and the managers, so elected, shall continue in office until their successors are chosen; no person shall be eligible to the office of manager, who does not own, in his own right, at least two hundred shares of the capital stock; and if any person, so elected, shall, during his term of office, cease to be the owner of at least two hundred shares of the said stock, he shall, thereupon, cease to be manager, and the board may declare his office vacant, and elect another stockholder to fill the vacancy.

Vacancy.

ARTHUR G. OLMSTED,

\* Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1098.

## A Supplement

To the act incorporating the Charles Evans Cemetery Company, passed the twenty-fourth day of February, A. D. one thousand eight hundred and forty-six, authorizing said company to purchase and hold, for cemetery purposes, an additional amount of land, not exceeding one hundred acres, and extending to the same the provisions of the act to which this is a supplement.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act incorporating the Charles Evans Cemetery, in Berks county," passed on the twenty-fourth day of February, in the year eighteen hundred and forty-six, be and the same are hereby extended to any lands, which the said Charles Evans Cemetery has purchased, for cemetery purposes, since the date of the said act, or which the said Charles Evans Cemetery may purchase hereafter: *Provided*, The said land, so purchased, exceed not one hundred acres in extent.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1099.

## An Act

To incorporate the People's Street Railway Company of Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. B. Dunning, D. R. Randall, George Tracy, A. Bennett and Samuel Raub, their associates, successors, or assigns,

Title.	be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the People's Street Railway Company of Luzerne county,
To construct railway.	and as such shall have the right to lay out and construct a railway, with one, or more tracks, with turn-outs and sidings,
Route.	from, or near, Scranton, to Providence, Hyde Park and Dunmore, through any streets, or roads, or use, or construct, any bridges, selecting any routes, between the places indicated, that they may deem advisable, and to cross at grade, or connect with, any other railway now constructed, or that may hereafter be constructed, and to carry passengers and freight along such routes and streets as may be used by said railway;
Connections.	and they shall have the right to charge such rates of fare as the directors of said company may, from time to time, determine upon, and to equip said road, and to purchase, hold and convey such real estate, and erect thereon such buildings and improvements, as may be necessary for the purposes contemplated in this act.
Rates of fare.	SECTION 2. That the capital stock of said company shall consist of five hundred shares, of one hundred dollars each, with privilege of increasing the same, from time to time, as the directors may determine; and that said company shall have power to borrow money, in any amount, not exceeding one-half of its authorized capital stock, and for the purpose of securing the re-payment of the same, with such interest as may be agreed upon, to issue bonds, and secure the same by mortgage, or otherwise: <i>Provided however</i> , That no bonds shall be issued for a sum less than one hundred dollars, against the collection of which no plea of usury can be interposed.
Real estate.	SECTION 3. That the parties hereinbefore named, or any three of them, may proceed with, or without, notice, to organize said company, and obtain subscriptions to the capital stock thereof; and after ten per cent. has been subscribed, and five per cent. paid in, on said subscriptions, to the attending commissioners aforesaid, the subscribers may proceed to elect a board of five directors, who shall serve until the first Tuesday of November following, or until their successors are elected; and the stockholders shall, annually, thereafter, on the first Tuesday of November, elect a similar board of five directors, to serve for one year, or until their successors are elected; and if, for any reason, said election shall not be held, at the time indicated, then another shall be appointed by the directors, after public notice of two weeks has been given, in one newspaper published in the county; and the directors shall have power to fill all vacancies in their board, whether from death, resignation, or otherwise, but no person shall act as director, who is not a stockholder.
Buildings.	SECTION 4. That the company may commence said railway at any time within three years from the passage of this act, the completion of any one mile thereof perpetuating all the rights, hereby granted.
Capital stock.	SECTION 5. That the said directors shall have the power to appoint a president, treasurer, and such other officers as they may deem necessary; and in all elections for directors, and at
May borrow money.	
Security.	
Proviso.	
Organization.	
Subscriptions.	
Election of directors.	
Annual election.	
Notice.	
Vacancies.	
Commencement of road.	
Officers.	



other meetings of stockholders, each share shall entitle the holder thereof to one vote; but no stockholder, or assignee, shall vote upon any share of stock on which an instalment is due and unpaid.

SECTION 6. That the said company shall be subject to all the provisions, and entitled to all the privileges, of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, so far as the same are not altered and supplied by this act. Subject to.

SECTION 7. That the said company shall pay a bonus to the state, for the privileges hereby granted, of one-half of one per cent. on its capital stock, and increase, as paid in, payable in four equal, annual, instalments, thereafter, and such taxes on dividends as is, or may be, provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and provisions furnished to said company, to be sued for and collected, as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-three. Bonus.  
Taxes.  
Individual liability.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1100.

## An Act

To incorporate a company to build a bridge over the Kiskiminetas river, at, or near, the North-Western Coal Company works, in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same* That Rudolph Wheaster, Isaac Gosser, John Glass, Charles Geness, A. S. Guthrie, John P. Hurrell, James M'Cawley and James Orr, be and they are hereby appointed commissioners, Commissioners.

Form of subscription.	to do and perform the several duties hereinafter mentioned, that is to say : They shall, on, or before, the first day of May next, procure one, or more books, for taking subscriptions of stock, and shall write therein as follows : We, whose names are hereunto subscribed, do promise to pay to the president, managers and company, of the Kiskiminetas Bridge Company, in the county of Westmoreland and Armstrong, the sum of twenty-five dollars, for every share of stock, in said company, set opposite to our respective names, in such manner and proportions, and such times and places, as may be determined by the president and managers; and shall thereupon proceed to receive subscriptions for the stock of the said company, at such times and places as they may think proper : <i>Provided</i> , That every person, so subscribing, in his own name, or in the name of any other person, shall previously pay, to the attending commissioners, two dollars for every share so subscribed, which shall be paid over to the treasurer of the corporation, as soon as the same shall be organized, agreeable to the provisions of this act ; such payment to be considered as so much paid on said stock
Proviso.	
Certificate to be made to governor.	SECTION 2. As soon as seventy-five shares, or more, are subscribed, the said commissioners, or a majority of them, may certify the same, together with a list of the subscribers, and the shares subscribed by each, in writing, to the governor, who, thereupon, shall constitute the subscribers, and also all those who in future may subscribe, under the provisions of this act, a body corporate, or politic, by the name and style of the president and managers of the Kiskiminetas Bridge Company, in the county of Westmoreland and Armstrong, with all the privileges incident to a corporation, who shall have perpetual succession, and shall be capable of taking and holding the said capital stock, and the increase and profits thereof, and of enlarging the same by new subscriptions, if such enlargement shall be necessary to fulfil the purposes of this act, in such manner and form as they may think proper, and of purchasing, taking and holding, to them and to their successors and assigns, in fee simple, or for any less estate, all such lands, tenements, or hereditaments, real, as shall be necessary and convenient for them, in the prosecution of their work, and the same to sell, or dispose of, at their pleasure, of suing and being sued, and of doing all and every other matter, or thing, which a corporation, or body politic, may lawfully do
Proceedings thereon.	
Name.	
Privileges.	
Real estate.	
Organization.	SECTION 3. That any three of the persons, named in the letters patent, shall, as conveniently may be, after the sealing the same, give notice in one, or more, newspapers, printed in Westmoreland and Armstrong county, of a time and place, by them to be appointed, not less then fifteen days ; at which time and place, the said subscribers, or as many of them as may attend, shall proceed to organize the said company, and shall choose, by a majority of votes of said subscribers, by ballot, either in person, or by proxy, duly authorized, one president, three managers and one treasurer, to conduct the business of said company, until the next annual election, as hereafter regulated ; and in case of death, removal, or resig-
Notice.	
Election.	
Officers.	

nation, of any president, manager, or treasurer, the board of managers shall choose another to supply the vacancy ; they may make and have a common seal, and the same may alter, or renew, at pleasure, and may make by-laws, rules and regulations, not inconsistent with the laws of the United States, or of this state, as shall be necessary for the well ordering of the affairs of the company : *Provided*, That no person shall have more than twenty-five votes, at any election, and that every person shall have one vote for each share, not exceeding ten shares, and one vote for every three shares over ten and under twenty, and one vote for every five shares over twenty ; and no share shall confer a right of voting, unless it be holden by the person, in whose name it appears on the books of the company, absolutely and *bona fide*, in his own right, or that of his wife, or of his, or her, sole use and benefit, or as an executor, or administrator, trustee, or guardian, or in the right, and for the use and benefit, of some co-partnership corporation, or society, of which he, or she, may be a member, and not in trust for and to the use and benefit of any other person : *Provided*, That no person shall be permitted to vote, at any election, unless he, or she, shall have paid all the instalments called for, and then due on their respective shares.

Vacancies.

Seal.

By-laws.

Proviso.

Votes.

Proviso.

SECTION 4. That the public meetings of the said stockholders shall be held, annually, at such time and place as shall be fixed by the rules and by-laws of the said company, for the purpose of choosing officers for the ensuing year, and the transaction of such business as may come before them.

Meeting of stockholders.

SECTION 5. That the president and managers shall procure certificates of stock, in the said company, which shall be signed by the president, and countersigned by the treasurer, and sealed with the seal of the corporation ; and each stockholder shall be entitled to a certificate for each share, by him subscribed, or held, on paying to the treasurer, in part, the sum due thereon, six dollars on each share ; which certificate shall be transferable, either by the owner, in person, or by his attorney, duly authorized, in presence of the president, or the treasurer, for the time being, subject, however, to the payments due, or growing due, thereon ; and the person, to whom such transfer shall be made, shall stand in the place of the former holder, and be entitled to the same privileges, and liable to the same responsibilities, of the company.

Certificates of stock.

Transfers.

SECTION 6. That the president and managers shall meet at such times and places, and be convened in such manner, as shall be prescribed by the by-laws ; at which meeting, three members, one of whom shall be the president, shall form a quorum for the transaction of business, and shall have full power and authority to agree with such engineers, superintendents, or other officers, as they shall think necessary, for the erection of said bridge, to fix their wages, or to make contracts for the erection of the same ; they shall, also, determine the times, manner and proportions, in which the stockholders shall pay the money due on their respective shares, draw orders on the treasurer for the money necessary to pay wages and

Meetings of managers.

Quorum.

Powers.

Contracts.

Orders on treasurer.



bills for work, or materials, or on account of contract; which orders shall be signed by the president and attested by the secretary, and do and transact all such matters and things as, by this act, or by the by-laws of the company, shall be committed to them.

**SECTION 7.** That if any stockholder, after thirty days' notice, in one, or more, of the newspapers printed in said counties, of the time and place for the payment of any instalment of said capital stock, shall neglect to pay such instalment, at the time appointed, every such stockholder, or his assignee, shall, in addition to the proportion so called for, pay at the rate of three-per cent. per month, for every delay of such payment; and if the same, and the additional payment, shall remain unpaid, for a space of time, that the accumulated penalties shall be equal to the sums before paid, on account of such share, the same shall be forfeited to the company, and may, at the option of the managers, be sold for such amount as can be obtained therefor, by any person willing to buy the same; or said managers may sue for and recover the same, before any justice of the peace, or before any court of competent jurisdiction.

**SECTION 8.** That whenever it shall appear that the bridge cannot be completed, without extending the number of shares of stock, the same shall be extended, by said managers, so far as may be necessary to complete the said bridge; which additional shares shall be, by them, sold, and shall entitle the holder to the same rights and privileges as those originally subscribed.

**SECTION 9.** That it may be lawful for the president and managers, and persons employed by them, to enter upon any lands, or enclosure, for the purpose of locating the said bridge, and to occupy so much of said lands as they may deem necessary for erecting the same; also, they shall have power to make roads from the same, as they may think proper, to connect with the nearest public road to the same, paying the owners of such lands a just compensation for the same, and for all damages, for injury done thereby; also, to search for, procure and take away, all stone and earth, or other materials, necessary for constructing, or repairing, said bridge, and roads leading thereto, doing no unnecessary damage, and paying a just compensation for the same; which said compensation, or damage, shall be assessed by three persons, mutually chosen by the parties, if said parties cannot agree on the same: *Provided*, The said bridge shall be constructed so as not to interrupt, or impede, the navigation of said stream.

**SECTION 10.** When the said bridge is completed, the property of the same, with its appendages, shall be vested in the said company, and their successors, forever, with power to erect gates and such buildings as may be necessary for a toll collector, and to demand and receive toll from travelers and others, at said bridge, not exceeding the following rates, to wit: For every carriage, of whatever description, having either two, or four, wheels, used for personal accommodation, or pleasure, drawn by one horse, fifteen cents, for each additional



horse, in the same ; for every wagon, or cart, drawn by one horse, ten cents, and five cents for every additional horse, drawing the same ; for every sleigh, or sled, drawn by one horse, ten cents, and five cents for every additional horse drawing the same ; for every horse, with a rider, five cents ; for every horse, without a rider, five cents ; for every foot passenger, two cents ; for every head of cattle, one cent ; for every score of hogs, or sheep, ten cents ; for every wagon, cart, sleigh, or sled, drawn by mules, or oxen, one mule shall be rated as one horse, and two oxen as one horse ; and in no case, shall the driver, or owner, of any horse, or cattle, be permitted to lead, or drive, more than twenty head on the said bridge, at the same time : *Provided also*, That if any person, or persons, shall wilfully ride, drive, or lead, any horse, or other animal, faster than a walk, when crossing said bridge, he, she, or they, so offending, shall, for every such offence, forfeit and pay the sum of five dollars, to be collected for the use of the said company, as fines of like amount are, by law, recoverable : *Provided*, That the court of quarter sessions of Westmoreland, or Armstrong, shall have power, upon petition, and upon notice to the said company, to lower its said rates of toll, whenever, in their opinion, they shall become oppressive, or burdensome, to persons using the said bridge. Proviso.

SECTION 11. That the president and managers shall keep a correct account of all moneys received by them, as toll, or otherwise, and may reserve such sums, or proportion of the clear, annual, income, as they may think proper, to form a contingent fund, for the purpose of repairing, or re-building, said bridge, and the same to invest on such security, or in such stock, as they shall deem safe and productive : *Provided*, That nothing in this act shall be so construed as to prevent said company from contracting with any person desirous of using said bridge, for an annual sum, in place of the tolls hereinbefore mentioned, or of renting the said bridge to the highest, or best, bidder, for the same. Accounts to be kept.

SECTION 12. That it shall be lawful for the managers aforesaid to cause the toll collector to take and subscribe an oath, or affirmation, that he will faithfully conduct himself in his station, and honestly account, to the treasurer of the company, for all moneys collected by him, and diligently attend to the discharge of his duty, by watching, with vigilance, over the interest of the company, and safety of the bridge. Oath of toll collector.

SECTION 13. That if any person shall wilfully pull down, break, or injure, any part of said bridge, or toll house, or other property of said company, or shall wilfully, or maliciously, obstruct, or impede, the passage of said bridge, he, or she, or they, so offending, shall, each of them, forfeit and pay, for each such offence, to said corporation, the sum of twenty dollars, to be recoverable, before any justice of the peace, as debts of like amount are recoverable ; or if any person shall be guilty of carrying a lighted cigar, or pipe, in any manner, except in a lantern, or other vessel, properly secured, he, she, or they, so offending, shall forfeit and pay a sum of five dollars, to be Penalty for wilful injuries do.

- recoverable, as aforesaid, with right of appeal, by either party, to the court of common pleas: *Provided*, That suit shall be commenced, within twenty days of the commission of such offence; and he, or she, so offending, shall be liable to action, at the suit of said corporation, for such wrongs, if the sum, or sums, herein mentioned, be not sufficient to repair and satisfy said damages.
- Compensation of officers.** SECTION 14. That the said president and managers shall receive, as a compensation for their services, a sum not exceeding \_\_\_\_\_ per day, for each and every day actually engaged in the transaction of the business of said company, and may allow such compensation to their secretary and treasurer as they may think proper: *Provided*, That the salary of treasurer shall not exceed five per centum on the amount of cash that may come into his hand, and be by him paid over, on order of said managers, or to his successor in office.
- Proviso.**
- Commencement and completion.** SECTION 15. That if the said company shall not proceed to carry on the said work, within two years after they shall have been incorporated, or shall not, within the space of five years thereafter, complete the said bridge, it shall be lawful for the legislature of this commonwealth to resume all and singular the rights, liberties and privileges, hereby granted to the said company.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1101.

## An Act

To legitimate the child of James B. Kelly and Adelaide J. Kelly.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Mary Virginia, daughter of James B. Kelly and Adelaide J. Kelly, his wife, of the city of Philadelphia, shall have and enjoy all the rights, benefits and privileges and advantages, of a child born in lawful wedlock, and shall be able and capable, in law, to inherit and transmit any estate whatsoever, as

fully and completely, to all intents and purposes, as if she had been born in lawful wedlock.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1102.

## An Act

To incorporate the Welch Turnpike Company, in Montgomery county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That Silas Cleaver, Charles Heebner, Daniel Williams, A. Welch, A. B. Longaker, and such others as may hereafter become associated with them, are hereby declared to be a body corporate, in deed and in law, by the name of the Welch Turnpike Road Company, and by that name, shall have perpetual succession, and enjoy all the privileges of a corporation, and capable of holding their capital stock and enlarging the same, as they may think proper, and buying and holding such real estate as may be necessary to erect toll-houses thereon, and be capable of suing and being sued, and do all other matters and things which a corporation may lawfully do.

SECTION 2. That whenever one hundred shares shall be subscribed, of twenty-five dollars each share, and an instalment of five dollars on each share actually paid in, a meeting may be called by any two stockholders of said company, by a notice published in any newspaper in said county, for the election of one person as president, one person as treasurer, and three persons as directors, who shall hold their offices for one year, or until their successors shall be elected.

SECTION 3. That the Welch Turnpike Road Company shall commence on the south-east corner of the bridge, on a public road, between the lands of Silas Cleaver and A. Welch, in the township of \_\_\_\_\_, county of Montgomery, and at the junction of a road from Flourtown, with this road, and thence over the road extending from the said bridge to Chestnut Hill, and shall have the privilege to occupy and use the said public road, at its present width, or such other roads as they may desire, in building said road, direct to Chestnut Hill.



May erect gates,  
and collect tolls.

Privileges.

SECTION 4. That when one mile, or more, of said turnpike road is completed, the said company shall have power to erect gates and toll-houses, and collect tolls, and shall have all the powers and privileges of the act incorporating the Township Line Road Company, approved March thirty-first, one thousand eight hundred and sixty, and the supplement, approved April fifth, one thousand eight hundred and sixty-two.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1103.

## An Act

To incorporate the Pleasant Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

Commissioners. That John B. Brown, J. F. M'Pherson, C. B. Curtis, J. S. Alden, J. R. Clark, J. D. James, George H. Bardwell and M. Beecher, Junior, of Warren county, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, under the name, style and title of the Pleasant Bridge Company, for the purpose of building a toll bridge across the Allegheny river, at Warren, in the county of Warren.

Title. Toll bridge.

Capital. SECTION 2. That the capital stock of said company shall be twenty-five thousand dollars, to be divided into shares of fifty dollars each, with power, to the directors, to increase the same to fifty thousand dollars.

Subject to. SECTION 3. That said company shall be organized under and subject to all the provisions and restrictions of the act regulating bridge companies, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1104.

**A Supplement**

To an act, entitled "An Act to incorporate the Black Rock Bridge Company," approved April eighth, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the rates of toll, specified in the act incorporating the Black Rock Bridge Company, it shall be lawful for the managers of said company to charge such rates of toll as may be, from time to time, agreed upon: *Provided,* That the rates of toll, as charged, shall not, at any time, exceed six cents for each horse, or mule, crossing the bridge of said company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No 1105.

**An Act**

To incorporate the Meadville and Townville Street Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Fletcher, Oren Baldwin, R. H. Sargent, J. S. Krick, A. B. Heard, T. R. Sergeant, T. R. Kennedy, Martin T. Copp, and their successors, or assigns, be and they are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the Meadville and Townville Street Railway Company, and as such, shall have the right to lay out and construct a railway, with one, or more

Corporators.  
Name.  
To construct railway.

Route.	tracks, with turn-outs and sidings, from Meadville to Townville, or between such points as the directors may select, through
Connections.	any streets, or roads, or over, or construct any bridges, or by any routes they may deem advisable, and to cross at grade, or connect with, any other railroad, now constructed, or that may hereafter be constructed, and to carry passengers and freight along such routes and streets, as may be used by said railway; and they shall have the right to charge such rate of fare as the directors of said company may, from time to time, determine upon, and to equip said road; to purchase, hold and convey such estate, and to erect thereon such buildings and improvements as they may deem necessary for the purpose of said company.
Real estate, buildings, &c.	
Capital.	SECTION 2. That the capital stock of said company shall be twenty thousand dollars, divided into four hundred shares, of fifty dollars each, with privilege of increasing the same, from time to time, as the directors may determine.
Election of directors.	SECTION 3. That the parties hereinbefore named, or any three of them, may proceed to organize said company, and obtain subscriptions to the capital stock thereof, and after ten per cent. has been subscribed, may proceed to elect a board of five directors, who shall serve until the first Tuesday in November, following, or until their successors are elected; and the stockholders shall annually, thereafter, on the first Tuesday of November, elect a similar board of five directors, to serve for one year, or until their successors are elected; and if for any reason said election shall not be held, at the time indicated, then another shall be appointed, by the directors, after public notice, of two weeks, has been given, in one newspaper, published in the county; and the directors shall have power to fill all vacancies in their board, whether from death, resignation, or otherwise; but no person shall act as director who is not a stockholder.
Vacancies.	
Eligibility.	
Commencement and completion.	SECTION 4. That the company shall commence, and complete, said railway, at any time within ten years from the passage of this act; the completion of any one mile thereof perpetuating the rights hereby conferred.
Officers.	SECTION 5. That the said directors shall have the power to appoint a president, treasurer and such other officers, as they may deem necessary; and in all elections for directors, and at other meetings of stockholders, each share shall entitle the holder thereof to one vote; but no stockholder, or assignee, shall vote upon any share of stock on which an instalment is due and unpaid.
Votes.	
May borrow money.	SECTION 6. That the said company shall have the power to borrow money, in any sum not exceeding, in amount, one-half of its authorized capital stock, at a rate of interest not exceeding seven per centum per annum, and for the purpose of securing the re-payment of the same, and the interest thereon, to issue bonds and secure the same by mortgage, or otherwise: <i>Provided</i> , That no bonds shall be issued for a sum less than one hundred dollars, against the collection of which no plea of usury can be interposed.
Security.	
Proviso.	SECTION 7. That the said company shall be entitled to all the privileges, and subject to all the provisions, of an act regu-
Subject to.	

lating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, so far as the same are not altered and supplied by this act.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Meadville and Townville Street Railway Company," was presented to the governor, on the ninth day of March, one thousand eight hundred and sixty-five, and was not returned, within ten days (Sundays excepted) after it had been presented to him; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, *March 24*, 1865.

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No. 1106.

## An Act

To incorporate the Matawana Mining and Exploring Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That J. J. Dull, A. H. Glatz, Peter Wise, Joseph Williams Corporators.

and A. P. Lusk, and their associates, be and are hereby created a body politic, by the name, style and title of the Mata- Title.

wana Mining and Exploring Company, and by such name and title, shall have perpetual succession, and shall be capa- Privileges.

ble of suing and being sued, impleading and being impleaded, and of granting, and of receiving, in its corporate name, prop- Real estate, &c.

erty, real, personal and mixed, and of holding and improving lands, in Colorado, Nevada and Montana territories, and to obtain therefrom any and all minerals, and other valuable substances, whether by working, or mining, or leasing, or disposing privileges to work, or mine, such lands, or any part thereof, and to erect houses, and such other buildings and Buildings, &c.

works as may, in the opinion of the managers of the corporation, appertain to said business, and to use, let, lease, or

work, the same, and to dispose of the products of all such lands, mines and works as they deem proper: *Provided*, Said company shall hold no lands, in the state of Pennsylvania.

By-laws. SECTION 2. That the said company shall have power to make such by-laws as they may deem proper, to enable them to carry out the objects of the corporation, and the same to

alter, amend, add to, or repeal, at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth, or provisions of this act; and to adopt a

Seal. common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property,

Certificates. in such form, and subject to such regulations, as they may, from time to time, by their by-laws, prescribe, and to regulate and prescribe, in what manner and form their contracts and obligations shall be executed.

Directors. SECTION 3. That the corporators of this act shall elect persons to serve as directors of this company, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected, in accordance with their by-laws.

Quorum. OFFICES. SECTION 4. That it shall be lawful for said company to establish the necessary offices, for the business of the company, wherever their business is located, and to have their principal office, in the United States, in such place as they may deem expedient; at which, it shall be lawful to hold all meetings for the transaction of the business of the company.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1107.

## An Act

To incorporate the Mechanicsburg Hall and Market Company of Cumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. Kauffman, P. H. Long, Geo. Bobb, D. Naswanger, Joseph Ritner, Jr., S. G. Bowman, Andrew Singiser, John

Corporators.



Brandt, Wm. H. Oswald, Joseph Millieson, J. C. Dunlap, John S. Boyer, Reuben Senseman, and their associates, and all persons who may now, or hereafter, be holders of the stock, hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic, or corporate, by the style of the Mechanicsburg Hall and Market Company, to have perpetual succession, to be capable, in law, of suing and being sued, to have a common seal, and the same to alter and renew at pleasure, and to have, hold, receive, enjoy and take, in fee simple, or upon ground rent, such real and personal estate as may by them be deemed necessary and proper, for the ownership, and for the construction, and proper use, and management, and maintenance, of a suitable building, to be occupied as a market house, and as a public hall, or for other purposes, in the borough of Mechanicsburg, Cumberland county, state of Pennsylvania, and for the accommodation and use of any parties who may be desirous of renting and occupying the same, with full power to sell, mortgage, and create the necessary ground rent deeds, or convey the said real, or personal, estate: *Provided*, That the house, the erection of which is authorized in this act, shall be completed, within three years from the approval thereof; otherwise, this act shall be void, and the privileges, conferred therein, forfeited.

Title.

Seal.

Privileges.

Proviso.

Objects.

Proviso.

Capital stock.

Management.

Election of officers.

SECTION 2. The object and purpose of said corporation shall be to erect and maintain suitable buildings, to be appropriated and used for public meetings, lectures, concerts, and other lawful public assemblies, and be properly furnished with stalls, and all other things necessary for the use thereof, at any place within the limits of the borough of Mechanicsburg aforesaid, the same to be appropriated and used as a public market house, for the sale and vending of meats and vegetables, and all other kinds of victuals and provisions whatever; the said building, the stalls, or any one, or more, or all, of the same to be leased, rented, or disposed of, in such manner, and upon such terms and conditions, as the managers shall determine: *Provided*, That this act shall not be construed to prohibit persons renting stalls in said market, who may send, or carry, the produce of their farms to market, from selling, or exposing for sale, beef, mutton, veal, pork and poultry, in such quantities as they may desire, which may have been slaughtered on their farms, or butter, or cheese, or other articles, manufactured, or produced thereon, for market.

SECTION 3. That the capital stock of said corporation shall not exceed twenty thousand dollars, divided into four hundred shares, at fifty dollars each, and shall be in such form, and be issued and transferred in accordance with such by-laws, as the said managers may establish.

SECTION 4. That the government and control of the Mechanicsburg Hall and Market Company, and the management of its property, shall be vested in, and the corporate powers of said company shall be exercised by, a board of five managers, who shall be elected, by ballot, from among the stockholders; they shall continue in office until their successors be elected; they shall elect a president, secretary and treasurer, from

Vacancies.	among themselves, shall supply all vacancies in their number, however occasioned, and shall have general and entire control of the affairs and interests of the company; and that until other officers be duly elected, the persons named in the first section of this act shall be held to be managers of the said corporation, and shall have power and authority as such.
Corporators to act as officers until election.	
Annual and special meetings, relative to.	SECTION 5. That a general meeting of the stockholders shall be held on the second Monday of January next, and annually, thereafter, for the election of five managers, and the transaction of other business; but if such meeting, or election, shall not then take place, the corporation shall not, for that cause, be dissolved, but such meeting, or election, shall take place as soon thereafter as may be, one week's public notice of such meeting being first given, in the Cumberland Valley Journal, or some other paper, published in the borough; and special meetings of the corporation shall be called, and held, as may be provided for by the by-laws thereof; and that in the enactment of by-laws for the government of the corporation and its officers, and in the election of officers, and the decision of all questions, and at all the meetings of the corporation, the stockholders present, either in person, or by proxy, shall severally be entitled to one vote for each share of stock held by them.
By-laws.	
Votes.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1108.

## An Act

To incorporate the Potter County Lumber, Coal and Petroleum Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That Joseph S. Silver, Junior, Jacob A. Myers, Francis W. Hughes, and their associates, successors and assigns, be and they are hereby constituted a body politic and corporate, by the name, style and title of the Potter County Lumber, Coal and Petroleum Company, and as such shall have power to

take and hold the several tracts of land, in the county of Potter, which said Silver, Hughes and Myers, or either of them, are now owners, or part owners, in severalty, or as tenants in common, with others, and for such purpose, may purchase and hold the interests, or shares, therein, of any co-tenants, or adverse claimants; and the said company may, in addition to the aforesaid tracts of land, purchase and hold not exceeding one thousand acres, in said county, or in the counties of Clinton, or Lycoming; and shall have the right to cut down, mine, quarry, raise and prepare for market, any, or all the products of said land, and to work up and manufacture the same into such manufactures, or preparations of wood, oil, coal, or other minerals, found in said land, as the nature of the same will permit, and to transport the same to market, and make sale thereof; and, also, may lease all, or any part, of said lands, for the purposes aforesaid, and may sell and convey all, or any part thereof.

Authorized to hold certain tracts of land.

Additional privileges conferred.

SECTION 2. That the land that shall be conveyed to said company shall form a common stock, and be divided into a convenient number of shares, and apportioned among the subscribers, or parties in interest, according to their respective interest in said lands, at the time of the conveyance thereof to said company; for which, certificates of stock shall be issued, at such par value as said company shall determine, and which shall be issued and be transferable and assignable, in such way, and subject to such conditions, as the said company, by its board of directors, or at a meeting of stockholders, may, from time to time, prescribe; and the said shares of stock shall be, for all legal purposes whatever, deemed and treated as personal estate; and that said company shall have the ordinary and usual incidents of a corporation.

Land to form a common stock, &c.

Certificates to be issued.

SECTION 3. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five, nor more than thirteen members, who shall be elected by the stockholders, on the first Monday of January, of each year, except the first board of directors, selected by the incorporators, herein named, their associates, successors, or assigns, after the passage of this act; and which board shall serve until the first Monday of January then next ensuing; that said directors shall elect one of their number as president, and they shall also elect a treasurer and secretary; but if, from any cause, the election of directors, as aforesaid, does not take place, it shall be competent to elect the same at any other time, after two weeks' public notice shall have been given, without injury to this act of incorporation; and in all elections each share of stock shall entitle the holder to one vote; the directors shall make such by-laws, rules and regulations, for the government of themselves and officers, in conducting the business of the company, as may seem to them necessary and proper, which shall not be inconsistent with this charter, the constitution and laws of this commonwealth, or of the United States; said company are hereby authorized to borrow any sum of money, not exceeding two hundred thousand dollars, at a rate of interest, not exceeding eight per

Election of directors, relative to.

Votes.  
By-laws.

Authorized to borrow money and issue bonds therefor.



cent., and to issue their bonds therefor, with, or without, coupons attached, and to secure the payment of the same on their real and personal property, and corporate franchises: *Provided*, That no bond shall be for a less sum than one hundred dollars.

Bonus.

SECTION 4. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per centum, on the capital stock, that shall be issued under the authority conferred by this act, or any part thereof, in four equal, annual, instalments, and such taxes on dividends as is, or may be, provided by-law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, and for all materials and goods furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three; and that said company shall keep an office, in which shall be transacted the business of the superintendent, or general manager, of the lands thereof, in the county of Potter, and, also, for the keeping of the accounts, transfer of stock, and meetings of stockholders and board of directors, and other corporate business, wherever the said board of directors shall determine; but civil process may be served on said corporation, by leaving a copy of the same at the office of said company, in the county of Potter, with said superintendent, or manager, or there, or elsewhere, throughout the state, by leaving such copy with the president, secretary, treasurer, or any director of said board.

Tax on dividends.

Individual liability.

Office of superintendent to be located in the county of Potter.

Empowered to construct railroads, and connect with other roads.

SECTION 5. That the said company shall have the right to construct and build one, or more railroads, so as to connect the several tracts, or bodies, of land which said company may hold, with the nearest and first public railroad, or railroads, now, or hereafter, constructed, that shall be intercepted, or reached, by the roads hereby authorized, on the line, or route, selected for the same; and that said company may construct such roads, with all the rights, powers and privileges, and subject to all the restrictions, provisions and limitations, of the general railroad laws of this commonwealth, and may issue such additional shares of stock, for the purposes of providing for the cost thereof, as shall be necessary, at such par value as the stock previously issued by said company, and shall pay such bonus, and taxes on dividends thereon, as is provided in the fourth section of this act.

Subject to.

Additional stock may be issued.

Limitation.

SECTION 6. That this act shall continue in force for the period of twenty years from its passage.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.



No. 1109.

## An Act

To incorporate the Franklin and Wallaceville Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William A. Cooper, Robert L. Cochran, P. M'Gough, C. Heydrick, J. H. Smith, George E. Ridgeway, Joseph Fuller, J. C. Brown and R. J. Canan, or any five of them, be and they are hereby appointed commissioners, to open books, receive subscriptions, and organize a company, by the name and style of the Franklin and Wallaceville Railroad Company, with all the powers, and subject to all the restrictions, of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except as they are hereby altered and supplied, and except, also, the second proviso of the eighteenth section of said act.

Commissioners.

Title.

Subject to.

Exception.

SECTION 2. That the capital stock of the said company shall consist of one thousand shares, of fifty dollars each; and that the said company shall have power, by a vote of a majority of the stockholders, at a meeting, convened for that purpose, to increase the said capital stock to such amount as may be deemed advantageous; and the said company may borrow such sum of money as shall be necessary to complete and equip the said road, and issue bonds therefor, from time to time, in the corporate name, and under the common seal, of said company, in sums of not less than one hundred dollars, either with, or without, coupons attached, payable at such times, and on such terms, and at such rate of interest, as they may deem expedient, and may secure the payment of such bonds and coupons by a mortgage, or mortgages, upon the road, property, income, franchises and corporate privileges of the said company.

Capital stock.

May borrow money, and issue bonds therefor.

SECTION 3. That the said company shall have the right to build a railroad, from the borough of Franklin, in the county of Venango, to the village of Wallaceville, in the same county, with power to connect with any other road, in the said county, now constructed, or which may, hereafter, be constructed: *Provided*, That the gauge of said road shall not exceed four feet, ten inches.

Construction of road, and connection with other roads, authorized.

Gauge.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1110.

*An Act*

To incorporate the Sugar Cabin Coal and Iron Company.

Corporators.	<p><i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i></p> <p>That Joseph J. Lewis, Isaac Thomas, George B. Thomas, Charlton T. Lewis, and such other persons as shall be associated with them, their successors and assigns, be and the same are hereby erected into a body politic and corporate, by the name, style and title of the Sugar Cabin Coal Company, the capital stock of which company shall consist of twenty thousand shares, of fifty dollars each, with power to increase the same, from time to time, to an amount, not exceeding twenty-five thousand additional shares; two thousand shares of which stock shall be subscribed and paid for, before this act shall take effect; a statement of which, with names of the subscribers, and the amount subscribed by each, shall be handed to the governor, to be filed in the office of the secretary of state, upon which letters patent shall issue to the corporators.</p>
Title. Capital stock.	<p><i>SECTION 2.</i> The affairs of the company shall be managed by seven directors, of whom one shall be president; said directors to be elected by ballot; each share of stock, paid in, entitling the holder to one vote.</p>
When letters patent to issue.	<p><i>SECTION 3.</i> The said company may hold lands, in the counties of Luzerne and Columbia, not exceeding three thousand acres, at one time, with power to convey, or lease, the same, or any part of them, or of minerals, or materials, on, or under, them, as shall be best for the interest of the company; may employ its capital in mining mineral coal, and ores, vending, manufacturing, or transporting the same to market; and for that purpose, shall have the right to construct and operate lateral railroads, from their mines of coal, or ore, not exceeding twenty-five miles in length, to connect with the canals, or with any railroad now in operation, or hereafter to be constructed, in the said counties of Luzerne, or Columbia.</p>
Election of directors.	<p><i>SECTION 4.</i> That this corporation shall have a common seal, with the right to alter the same, and by its corporate title shall be capable of suing, or being sued, and may make all needful rules, regulations and by-laws, so that the same shall not conflict with the constitution of this state, or of the United States.</p>
Votes. Privileges.	<p><i>SECTION 5.</i> That an annual report of the stock paid in, number of acres of land held, the coal mined and iron manufactured, shall be made to the secretary of the commonwealth, vouched by the oath, or affirmation, of the president, or secretary, of said company.</p>
May construct lateral railroads, and connect the same with other roads.	<p><i>SECTION 6.</i> That said company is hereby authorized to borrow money to an amount, not exceeding one-half its capital</p>
Seal.	
By-laws, &c.	
Annual report to be made to secretary of the commonwealth.	
Authorized to borrow money.	

stock, upon the bonds of said company, secured by one, or more mortgages upon so much of the corporate property and franchises as shall be deemed adequate security for the same, whenever the president and directors of the said company shall deem such issue of bonds expedient for the interest of said company.

SECTION 7. That subscriptions to said capital stock may be paid in, in real and personal property, suitable to the business contemplated by said company, at a *bona fide* cash valuation, to be agreed upon by majority, in interest, of the subscribers and stockholders. Subscriptions to stock, relative to.

SECTION 8. That all transfers of stock, in said company, shall be entered on the stock books thereof, agreeably to the by-laws adopted by said company; and said books shall, at all times, be open to the inspection of any stockholders of said company. Transfers.

SECTION 9. That this company shall pay into the treasury of this commonwealth a bonus of one-half of one per cent. on the capital stock paid in, and upon any increase of the same, in four equal, annual, instalments, and such tax on dividends as the law directs, in such cases; and the stockholders shall be individually liable for the wages of laborers employed by said company. Bonus.  
Tax on dividends.  
Individual liability.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1111.

## An Act

To incorporate the Steuben Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Steuben Jenkins, A. M. Jeffords, Payne Pettebone, John Breese, James Jenkins, Abel Bennett and James H. Jenkins, and such other persons as shall be associated with them, their successors and assigns, be and the same are hereby erected into a body politic and corporate, in deed and by law, with all the powers and privileges incident to, and, by law, pertaining to, a body politic and corporate, by the name, style and title Corporators.



Title.	of the Steuben Coal Company, with a capital of one million
Capital.	of dollars, with power to increase the same to two millions of dollars, to be divided into shares, of one hundred dollars each.
Election of directors.	SECTION 2. That the affairs of said company shall be managed by a board of seven directors, one of whom shall be president, who shall chosen by said directors; the first election shall be held, within six months after this act takes effect;
Notice required	of which election two weeks' public notice shall be given, in one, or more newspapers, published in the county of Luzerne; and subsequent elections shall be held at such time and place, annually, as the directors shall determine, of which the same notice shall be given; all elections shall be by ballot, and every share of stock, subscribed and paid in, shall entitle the holder to one vote.
Votes.	SECTION 3. That the said corporation, by the name aforesaid, shall have authority to hold and use a common seal, and the same to change, alter, or amend, at pleasure; and by the name, style and title aforesaid, shall be capable, in law, to sue and be sued, before any court, or justice of the peace, in this commonwealth, and may make all needful rules, regulations and by-laws, for the well ordering of the business and affairs of the said corporation, so that the same shall in no-wise conflict with, or be contrary to, the laws and constitution of this commonwealth.
Seal.	
By-laws.	
Privileges.	SECTION 4. That the said corporation, by the name aforesaid, may purchase, lease and hold coal and other lands, in the county of Luzerne, not exceeding, at any one time, three thousand acres, with power to mortgage, sell, lease, or otherwise dispose of, the same, or any part thereof; and the capital of the said company may be employed in purchasing, mining, vending and transporting to market, coal and other minerals, and in such other objects as may be deemed necessary and expedient, in the prosecution of said business; but nothing, herein contained, shall authorize said corporation to exercise banking privileges.
Prohibition.	SECTION 5. That an annual report shall be made to the auditor general of the commonwealth, in the month of January, of each year, to be, by him, filed in his office, and to be verified by the oath, or affirmation, of the president, secretary, or treasurer, of said company, showing the amount of capital stock paid in, and the number and amount of dividends declared and paid, during the current year.
Report to be made, annually, to the auditor general.	
Dividends, relative to.	SECTION 6. That dividends may be declared and paid, semi-annually, or annually, as the directors may order; but such dividends shall, in no case, exceed the amount of actual profits acquired by the company.
Offices.	SECTION 7. That the said corporation, in addition to the office for the general transaction of business, in the county of Luzerne, may also have an office for the sale of coal, and for transaction of business, either in the city of Philadelphia, or New York.
When act to take effect.	SECTION 8. That this act shall not take effect until two thousand five hundred shares shall have been subscribed and paid in, a statement of which, containing the names of the subscribers, and the amount subscribed by each, verified by the



oath, or affirmation, of some one of the subscribers, shall be furnished to the governor, to be filed in the office of the secretary of the commonwealth; whereupon, the governor shall issue letters patent to the corporation.

Letters patent  
to issue.

SECTION 9. That subscriptions to the stock of the company may be paid, in part, or in whole, in real estate, appropriate to the business contemplated by this act, at a *bona fide* cash valuation, to be agreed upon by a majority, in interest, of the subscribers and stockholders; and the stockholders of said company shall be jointly and severally liable, in their individual capacities and estate, for debts due miners and laborers, employed by said company, and for machinery, provisions, merchandize, country produce, and material furnished said company, to be enforced and collected, in the manner provided for in the act, entitled "An Act to encourage manufacturing companies in this commonwealth," approved the seventh day of April, Anno Domini one thousand eight hundred and forty-nine; and that said stock may be subscribed for, purchased, and held by any company formed under, or incorporated by, the laws of this commonwealth.

Subscriptions  
to stock, rela-  
tive to.

Individual lia-  
bility.

Other corpora-  
tions may hold  
stock, &c.

SECTION 10. That the said corporation shall pay, to the state treasurer, for the use of the commonwealth, one-half of one per centum upon the amount of the capital stock subscribed and paid in, payable in four equal, annual, payments, after the issuing of the said letters patent; and a like per centum on any increase, in a like ratio, after such increase.

Bonus.

SECTION 11. That the said corporation shall have the right to borrow any sum, or sums, of money, not exceeding the one-half of their capital, and to issue bonds, or certificates, of loan therefor, with, or without, coupons attached, and give to such bonds, or certificates, such preference and security, by mortgage, or otherwise, as the directors of said company may judge expedient: *Provided*, That no bond, or certificate, shall be issued for a less sum than five hundred dollars, and that the interest, payable on the same, shall not exceed seven per centum per annum.

Authorized to  
borrow money,  
and issue bonds  
therefor.

Proviso.

SECTION 12. That executors, administrators, guardians, and all other trustees, who may hold stock in their representative capacity, shall be entitled to represent the same, without being subject to any personal liability therefor, or on account thereof; and that persons holding stock, pledged to them by the owners thereof, as collateral security, shall not be held personally subject to any liability, as stockholders, and shall not be entitled to represent said stock, at the meetings of the stockholders, but that the owners thereof shall be entitled to such representation, as fully as though no such pledge had been given.

Stock held by  
executors,  
guardians, &c.,  
relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The eighteenth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1112.

## A Further Supplement

To an act authorizing the governor to incorporate the Bear Mountain Railroad Company, and for other purposes, passed thirteenth July, one thousand eight hundred and forty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the completion of the Bear Mountain Railroad, as authorized by the act aforesaid, and its several supplements, under the terms and conditions thereof, be and the same is hereby extended for the term of five years from the passage of this act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The nineteenth day of May, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1113.

## An Act

Relating to the securities of F. Knox Morton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commonwealth hereby agrees to accept the sum of twenty-five thousand dollars, in cash, from the securities of Francis Knox Morton, late treasurer of the county of Philadelphia, in full satisfaction and discharge of all claim upon the part of the commonwealth, against said securities; and that upon the payment of said amount to the state treasurer, the attorney general of the commonwealth be and he is hereby instructed to enter, of record, satisfaction upon any judgment of the commonwealth against said securities: *Provided, That*

such payment be made before the first day of July, Anno Domini one thousand eight hundred and sixty-five.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-ninth day of June, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1114.

## An Act

Relating to livery stable keepers in Allegheny, Berks and Westmoreland counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act, any damage, or damages, done to the property of any livery stable keeper, in the county of Allegheny, Berks and Westmoreland, by careless driving, or improper conduct, while in the custody, or possession, of any bailee, or bailees, to whom the same may have been hired, shall be taken and deemed to be a misdemeanor, punishable, by fine, at the discretion of the court of quarter sessions, or by imprisonment, in the common jail of said county, for a period, not exceeding thirty days, and shall be liable to pay said livery stable keepers all damages which he may sustain thereby.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-third day of August, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1115.

## An Act

Repealing a certain act relative to auctions and auctioneers, in the borough of Pottsville, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act repealing a certain act relative to auctions and auctioneers, in the borough of Pottsville, Schuylkill county," approved the fourteenth day of March, Anno Domini one thousand eight hundred and sixty, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twelfth day of October, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1116.

## A Supplement

To an act extending the limits of the borough of Johnstown, providing for the collection of taxes therein, and for other purposes, approved the fourth day of February, Anno Domini one thousand eight hundred and sixty-one.

**Preamble.**

WHEREAS, The citizens of the borough of Johnstown are heavily burdened by the payment of large bounties to volunteers, to aid in the suppression of the present rebellion, and for the grading and paving of the streets, and other public improvements in said borough:

*And whereas,* The safety of the citizens is jeopardized by the lawless and riotous proceedings, at certain drinking saloons, and other places of resort, rendering it necessary, for the due protection of the citizens, to maintain a regular and efficient police force in said borough; therefore, in order to maintain such police force,



**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Johnstown be and are, from and after the passage of this act, authorized to assess upon each keeper, or proprietor, of any bar, saloon, place, or stand, where spirituous, vinous, malt, fermented, or brewed liquors, or any other beverages, are sold, and upon the keeper, or proprietor, of every oyster saloon, restaurant, billiard table, bowling saloon, or ten pin alley, bagatelle table, or any other place of resort, where gaming is allowed, or conducted for amusement, or otherwise, in said borough, a sum not less than twenty dollars, nor more than one hundred dollars, annually.

Burgess and council authorized to levy tax upon keepers of drinking saloons, restaurants, &c.

**SECTION 2.** That such assessment shall be levied and made payable to the treasurer, or tax collector, of the said borough, at the same time and manner as is provided for the levying and payment of other taxes of the borough, in the act to which this a supplement: *Provided*, That the keeper, or proprietors, of each bar, saloon, place, or stand, restaurant, oyster saloon, billiard table, bowling, or ten pin, alley, bagatelle table, or other gaming table, or plays, shall be separately assessed, whether they be the property of one proprietor, or keeper, or are included in one room, building, or otherwise; and that it shall be the duty of the assessors of said borough to add to the list of such proprietors, or keepers, the name, or names, of any person, or persons, who may, subsequently to the regular annual assessment, open, or engage in the business of keeping bar, saloon, or place, as before enumerated, to the regular list; and such assessment be deemed valid and binding, and be collected in the same manner as those on the regular list: *And provided further*, That if any doubt arise, as to whether any person comes under the provisions of this supplement, the assessor shall view, as conclusive, the oath, or affirmation, of two citizens, that they have seen refreshments, or beverages, sold by such person, or persons, or any game, or play, as herein specified, conducted in the place of business of such person, or persons.

Mode of assessment and collection.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED**—The thirtieth day of October, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1117.

## An Act

For the adjudication and payment of certain claims against the Cumberland road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the claim against that part of the Cumberland road, lying in Pennsylvania, shall be certified, by the prothonotaries of the respective counties through which said road passes, to the attorney general, who, in conjunction with the auditor general and state treasurer, be and they are hereby appointed a board of examination; and if said board shall be of opinion that the commonwealth is equitably liable for said claims, they shall so certify; upon which certificates, the state treasurer shall pay the same, out of any money in the treasury, not otherwise appropriated: *Provided,* That in all cases, where any of said claims have passed out of the hands of the original holders, no greater amount shall be allowed than that paid by the party presenting the same for payment: *And provided further,* That if any person shall demand, and receive, a larger sum than he is entitled to, under the provisions of this act, he shall be deemed guilty of a misdemeanor, and be punished, by fine and imprisonment, at the discretion of the court.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1118.

## An Act

Supplementary to the act to set apart, for the use of the widow, or children, of a decedent, three hundred dollars of the estate of said decedent, approved April fourteenth, one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That whenever any widow, or children, of any decedent, shall claim the benefit of the act to which this is a supplement, out of the real estate left by said decedent, and the real estate appraised shall consist of a single messuage, or tenement, lot of ground, or other real estate, which cannot be divided without prejudice, or spoiling the whole, and the appraisers may have appraised, or shall appraise and value, the same at any sum, not exceeding six hundred dollars, it shall and may be lawful for the orphans' court, to whom such application shall be made, to confirm such appraisement, and to set apart, for the use of the widow, or children, such messuage, or tenement, lot of ground, or other real estate; conditioned, however, that the person, or persons, in whose behalf the claim is made, shall pay the amount of the valuation, or appraisement, in excess of the three hundred dollars, within one year from the date of confirmation of such valuation: *Provided*, That if the widow and children, interested in said real estate, refuse to take the same at such appraisement, the court, on application of any person interested, shall grant an order to sell the same, in the manner provided, by law, for the sale of real estate of decedents, after proceedings in partition.

SECTION 2. That the real estate, if taken by the widow, or children, as aforesaid, shall vest in her, or them, and their heirs, or assigns, absolutely, upon her, or them, paying the surplus over and above the sum of three hundred dollars, to the parties legally entitled thereto: *Provided*, That if the real estate should not be so taken, at the appraisement, but should be sold as provided for in this act, then the sum of three hundred dollars of the purchase money shall be paid to the widow, or children, entitled thereto, and the balance, after payment of costs and expenses, distributed to the heirs, or other persons legally entitled thereto.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

APPROVED—The twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1119.

## An Act

Relating to the organization and meetings of certain corporations, incorporated under the laws of this commonwealth.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where any company has been incorporated, under the laws of this state, and a majority of the directors, corporators, or stockholders thereof, are citizens of any other state, said corporation may be organized, and all the meetings of such corporators, directors, or stockholders, held in such place, whether in this state, or elsewhere, as such majority may, from time to time, appoint: *Provided however,* That the annual election, for officers of such corporation, shall be held in the state of Pennsylvania, at such time and place, and upon such notice, by publication, in the newspapers of this state, as the by-laws of such corporation may, from time to time, determine.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

**APPROVED—**The twenty-seventh day of November Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1120.

## An Act

Authorizing the sale of the bridge, toll-house, and the chartered rights, privileges and franchises of the Cambria Bridge Company.

Preamble.

**WHEREAS,** The Cambria Bridge Company, incorporated by an act of the general assembly of this commonwealth, has become insolvent, and unable to pay its liabilities; therefore,

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*



That it shall be lawful for the plaintiff, or plaintiffs, in any judgment, or judgments, entered in the court of common pleas of Cambria county, against the Cambria Bridge Company, to have a writ, or writs, of *venditioni exponas* issued on the same; and it shall be the duty of the sheriff of the county of Cambria, first giving the notice, now required by law, for sheriffs' sales, to expose at public out-cry, in the borough of Millville, in said county, the bridge and toll-house of said company, and the chartered rights, privileges and franchises of said Cambria Bridge Company, and appertaining to said bridge.

SECTION 2. That upon the receipt of the purchase money, it shall be the duty of the sheriff to execute a deed to the purchaser, or purchasers, of said bridge, toll-house, and the chartered rights, privileges and franchises of said Cambria Bridge Company, which deed shall be presented to the court of common pleas of Cambria county, for confirmation; and upon the confirmation of said deed, the money, arising from said sale, shall be distributed, first, to the payment of the costs and expenses of sale; next, to the payment of the creditors of said bridge company, if the fund be sufficient to pay the claims of said creditors in full; if the fund will not pay said creditors in full, then it shall be distributed among said creditors, *pro rata*; if any surplus remain, after satisfying the claims against said company, it shall be distributed, *pro rata*, among the stockholders.

Sale of the property and privileges of the Cambria bridge company, authorized.

Sheriff to execute deed therefor.

To be confirmed by court

Money arising from sale, how to be distributed.

Surplus, relative to.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

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No. 1121.

## An Act

To incorporate the Blakely Coal and Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That H. Hollister, C. P. Matthews, Henry Roberts, Joseph Chase and B. H. Thrupp, and their associates, and all such persons, or corporations, as shall become stockholders, shall be and are hereby constituted a body corporate, under the

Corporators.

Name.	name of the Blakely Coal and Iron Company, to be located in Blakely township, Luzerne county ; and the said corporation
Privileges.	shall have all the rights, powers and privileges conferred upon the Elk Hill Coal Company, in said county, by acts of eighth of June, one thousand eight hundred and sixty-three, and
Capital.	eighteenth May, one thousand eight hundred and sixty-four, except that its capital shall be one million of dollars, with the privilege of increasing the same, from time to time, as the business of the company may require, and subject to the like
Taxation.	rates of taxation, according to the amount of capital originally, or subsequently, from time to time, subscribed, but excluding therefrom the lumbering business, and with the right to connect, under the lateral railroad laws, with any railroad, not
Exception.	more distant than five miles from the lands, to be held in said Blakely township, by the company, hereby incorporated, and to empower them to hold by purchase, or lease, lands not to exceed three thousand acres.
May connect with other railroads, and hold lands.	

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1122.

## An Act

To repeal a joint resolution relating to an obstruction, in the Susquehanna river.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a joint resolution relative to the dam of the Susquehanna Canal Company, approved March nineteenth, Anno Domini one thousand eight hundred and sixty-three, be and the same is hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

APPROVED—The twenty-seventh day of November, Anno Domini one thousand eight hundred and sixty-five.

A. G. CURTIN.

No. 1123.

## A Supplement

To the act incorporating the Ironton Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the power to own lands, conferred by the seventh section of the act incorporating said company, is hereby amended, so as to authorize said company to hold lands by lease, for a term of years, and mining and mineral rights therein: *Provided,* Said lands, held under lease, shall not at any one time exceed five hundred acres.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

We do certify, that the bill, entitled "A supplement to the act incorporating the Ironton Railroad Company," was presented to the governor, on the twenty-third day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, January 30, 1866.

No. 1124.

## An Act

To incorporate the city of Williamsport.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.	That the borough of Williamsport, in the county of Lycoming, as now incorporated, and the boundaries thereof, as herein extended, be and the same is hereby constituted a city, by the
Name.	name and title of the city of Williamsport; and by said name, shall be hereafter designated, and the inhabitants thereof, by the same name, are hereby constituted a body corporate and politic, with all the incidents of corporation.
Boundaries extended.	SECTION 2. That the boundaries of the said city are hereby enlarged and extended as follows: By extending the northern boundary line, of the former borough of Williamsport, in a straight line west to Lycoming creek; thence down said creek, in a southerly direction, the several courses and distances, to the West Branch of the Susquehanna river; thence easterly along the northern bank of said river, to the south-western corner of the boundary of the former borough of Williamsport.
Divided into four wards.	SECTION 3. That the said city shall be divided, for municipal purposes, into four wards, one to be called the East ward, one to be called the Centre ward, one to be called the West ward, and the other to be called the Lycoming ward; the three first wards named, to be and remain as heretofore divided in the former borough of Williamsport; and the places of elections, for said three wards, to be the same as heretofore; the Lycoming ward shall embrace all the new territory west of, the former western boundary line of the borough of Williamsport, which has been added, as before described; and the place of elections, for said Lycoming ward, shall be at the brick school house, now erected, in said ward.
Boundaries and places of elections of the first three wards to remain as heretofore.	
Lycoming ward, relative to.	
Qualifications of voters.	SECTION 4. That the freemen of the city of Williamsport, citizens of this state, or of the United States, who have resided within the bounds of the said city at least one month immediately preceding the election, and within two years paid
First election of municipal officers.	a city, state, or county tax, shall meet together, at their respective wards, in said city, on the third Wednesday of May next, between the hours of eight o'clock, A. M. and seven o'clock, P. M., and elect one citizen, qualified to serve as a senator of this commonwealth, to be mayor, and one person to be high constable of said city; and each of the said wards shall, at the same time and place, elect two citizens, residents of the respective wards, qualified as aforesaid, to be a select council, and four citizens, residents as aforesaid, and qualified to serve as members of the general assembly of this commonwealth, to be a common council of and for said city, all of whom shall hold their respective offices until their successors shall be chosen, as hereinafter provided; and from and after said election, the powers, offices and duties of the burgess and council of the borough of Williamsport, and those of the several officers, by them appointed, shall cease and expire; and said election, and all subsequent city elections, shall be governed, as to the manner of holding the same, by the laws of this commonwealth, regulating township elections; and said first election shall be holden by the judges and inspectors of election, last elected, in said borough: <i>Provided</i> , That the first election, in the Lycoming ward, shall be held by F. Mil-
Subsequent elections, relative to.	



ler, as judge, Seth Foresman and John Miller, inspectors; and in case of neglect, or refusal, of either of the persons named, to perform the duties, any one, or more, of them attending, may fill the board by appointment; and none but citizens, resident as aforesaid, shall vote at such elections.

Officers appointed to hold first election in the Lyecoming ward

SECTION 5. That the members elect of the select council shall, on the next day succeeding their election aforesaid, divide themselves, by lot, into two classes, and the term of office of the first class shall expire upon the first, and the second class upon the second, city election next succeeding; at which respective elections, the vacancies shall be supplied, by the election, annually, of one-half part of said select council, in manner aforesaid.

Classification of members of select council.

Vacancies.

SECTION 6. That the mayor, common council and high constable shall, respectively, hold their offices until the city election next succeeding, and shall be, thereafter annually, elected; and after the first election aforesaid, the city elections shall be holden, annually, thereafter, on the third Wednesday of May, at the places designated in section third of this act; and the justices of the peace, common constables, assessors, inspectors and judges of elections, and auditors of said borough, in office, at and immediately before said first election, shall continue in office, in said city, till the next election for said several offices, and be vested with the same powers, and subject to the same duties; and at the expiration of their respective terms of office, others shall be elected, in the respective wards of said city, at the proper city election, in the same manner, and with the same effect, as if this act had not been passed.

Mayor, common council, and high constable, to be elected annually.

Time and place of holding elections.

Justices, constables, assessors, &c., to continue until next election.

SECTION 7. That the legislative powers of said city and corporation shall be vested in the select and common councils thereof, who shall perform legislative acts, in separate bodies, and the majority of the members of each body must be present, to constitute a quorum for the transaction of business; the mayor, when present, shall be the presiding officer of the select council, and in case of an equal division, shall give the casting vote, but otherwise, shall not be entitled to a vote; the common council shall, annually, choose one of its members to preside at its deliberations, who shall vote as its other members; and no act, by-law, or ordinance, shall be valid, unless passed by a majority of the members present, in each body, legally assembled.

Legislative powers vested in the select and common councils.

Quorum.

Mayor to act as president of select council.

Election of presiding officer of common council.

SECTION 8. That stated meetings of the select and common councils shall be holden, for the transaction of business, on the first Monday of each month, and as much oftener, and at such place, in said city, as shall be provided by the ordinances thereof; and the doors of the respective halls, of said select and common councils, shall be open for the admission of all orderly and peaceable citizens, who may choose to attend the sessions thereof; and the said councils may provide, by ordinance, for the punishment, by fine, of any person, or persons, who shall, by any disorderly conduct, disturb either of the respective sessions, and either body may expel such persons from the hall, at its sessions.

Meetings of councils, relative to.

SECTION 9. That each body shall appoint a clerk, who shall make and keep a full record of its proceedings, recording the

Each branch of councils to appoint a clerk.	names of the members present; and all the ordinances, by-laws, rules and regulations of said councils, shall be signed by the mayor, clerks of the respective councils, and published in one, or more, of the public newspapers of said city, the publication proved by the oath of some credible witness; and recorded with the probate thereof, in the office for recording deeds, in the county of Lycoming, in a book to be provided by said corporation, and by the recorder of said county to be kept for that special purpose, within thirty days after the passage thereof; otherwise, the same shall not be valid; nor shall any such ordinances, by-laws, rules, or regulations, be in force until they shall be so recorded; the recorder shall be entitled to one cent for every ten words of recording, in the premises; and said book shall be kept for the inspection, without charge, of all persons interested; and the said record shall be deemed and taken as sufficient evidence of the passage and publication of all such ordinances, by-laws, rules and regulations.
Ordinances, regulations, &c, to be published in papers, and recorded by the recorder of deeds.	
Fees of recorder	
Books to be kept for inspection.	
Acts of assembly, ordinances, &c, relating to the borough of Williamsport, to remain in force.	SECTION 10. That all and singular the acts of assembly, respecting the borough of Williamsport, and ordinances, and by-laws, rules and regulations of the same, as they existed at and immediately before the passage of this act, except so far as the same is hereby altered, or supplied, shall be and remain in force, in said city, in the same manner, and with the same effect, as if this act had not been passed: <i>Provided</i> , That the said ordinances, by-laws, rules and regulations shall, within four months after the passage of this act, be recorded, as aforesaid, with the certificate of the clerk, for the time being, of the publication thereof.
Proviso.	
Jurisdiction and powers of mayor.	SECTION 11. That the mayor of said city shall have the jurisdiction of and power, and it shall be his duty to try and determine all actions, fines, penalties, or forfeitures, imposed by the laws of this commonwealth, relating to said borough, or city, or imposed by any of the ordinances, by-laws, rules, or regulations thereof, and to issue execution to one of the constables of said city, for the collection of any judgment rendered, in the premises, to be collected in the same manner as judgments of justices of the peace, founded on trespass, or trover, are now, by law, collectable; and the constable, to whom such execution may be issued, shall be liable thereon, in the same manner as if founded on such judgment in trover, or trespass; and said mayor shall, also, have the power and criminal jurisdiction of the justices of the peace, in all cases of offences whatsoever, committed in said city, and for the preservation of the peace thereof, and shall be entitled to the same fees as justices of the peace of this commonwealth, for similar services; and shall, also, have and exercise all the powers whatsoever, which, at and immediately before the passage of this act, belonged to the office of the burgess of the borough of Williamsport, except so far as the same may be inconsistent with the provisions of this act; and the justices of said city shall have concurrent jurisdiction in the collection of fines and penalties, the preservation of the peace, and in the criminal matters aforesaid.
Fees.	
Jurisdiction of justices, relative to.	



SECTION 12. That the said select and common councils shall have power to compel the owners, or occupiers, of lots, to repair the side-walks, in front of their respective lots, or cause the repairs to be made, and file their liens therefor, in the same manner as the burgess and town council were authorized to do, in case of the original construction of such pavements; and said select and common councils may, by general ordinance, regulate the portion of the side-walks which the owners of dwelling houses, and others, may use for door steps, and other proper purposes, in front of their respective premises, and may impose penalties for mutilating, or injuring, trees growing upon the streets and public grounds of said city; and the councils shall be vested with all the powers, in said city, which, at and immediately before the passage of this act, belonged to, and were vested in, the burgess and town council of the borough of Williamsport.

Councils empowered to regulate the repair of side walks, &c.

May impose penalties for the mutilation of trees, &c.

SECTION 13. That the select and common council shall have power, and they are hereby authorized and empowered, to pass, from time to time, such and so many ordinances as may be thought necessary for the prevention, or regulation, of the erection, or removal, from any other place, in the said city, of any wooden dwelling house, shop, warehouse, carriage house, store, stable, or other wooden buildings, within the limits of the said city: *Provided*, That such ordinances shall not be contrary to the constitution, or laws, of this commonwealth.

May pass ordinances regulating the erection, or removal, of wooden buildings.

Proviso.

SECTION 14. That all the estate and property whatsoever, real, personal, or mixed, and all choses in action, claims, or demands, of the borough of Williamsport, or of the burgess and town council thereof, are hereby vested in the corporation, or body politic, of the city of Williamsport, in the same manner and for the same estate, which the corporate authorities of said borough held, or had, therein; and all suits now pending may be prosecuted to judgment, by and for said city, in the same manner, and with the same effect, as could have been done by said burgess and town council, if this act had not been passed; and all judgments, suits, claims and demands whatsoever, against said borough, are hereby transferred to, and shall continue, and may be prosecuted against, said city, as fully and completely as they could have been against said burgess and town council, if the borough charter had not been abolished.

All the estate, property, &c., of the borough, vested in the city.

Prosecution of suits, for, or against, the city, relative to.

SECTION 15. That the mode of enforcing payment of any judgment against said city shall be the same as is, or hereafter may be, provided, by law, for enforcing payments of judgments against the several townships of this commonwealth.

Mode of enforcing payment of judgments against the city.

SECTION 16. That if any person shall think himself aggrieved by any judgment rendered against him by the mayor, or any of the justices of said city, for any penalty inflicted by, or under, any act of assembly, respecting said borough, or city, or any of the ordinances, by-laws, rules, or regulations, of the same, such person may, if such judgment shall exceed the sum of five dollars, exclusive of costs, appeal to the next court of common pleas, in and for the county of Lycoming: *Provided*, Such appellant shall enter into recognizance, and be bound with one, or more, sufficient sureties, in a sum sufficient

Appeals from the judgments of mayor, or justices, relative to.

Proviso.

Proviso.

City to have  
right of appeal.

Councils may,  
upon petition of  
fifteen freehold-  
ers residing on  
lands adjacent  
to city, extend  
boundaries.

to cover such judgment, and all costs that have accrued, or thereafter may accrue, conditioned that such defendant shall prosecute his appeal with effect: *And provided*, That such appeal be taken, recognizance be entered into, and a transcript thereof filed in the prothonotary's office, within twenty days after the rendition of such judgment; and said city shall have a similar right of appeal, on complying with the same conditions and provisions, if the judgment of the mayor, or justice, shall be adverse to said city, in a similar amount.

SECTION 17. That whenever fifteen, or more, freeholders, residing on lands adjacent to the city of Williamsport, desire to have the same embraced within the city limits, they may present their petition, in writing, to the city, or present borough councils, setting forth the facts, and expressing their desire to have the territory, described in their petition, embraced within the city limits; whereupon, it shall be the duty of said councils, at their next stated meeting, to pass an ordinance, extending the boundary line of the city, to include the territory so described; and the same shall, from thenceforth, form part of the city proper, and the inhabitants thereof be entitled to all the rights and privileges of said city, and form part of the ward to which the territory is awarded.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, No. 1289, entitled "An Act to incorporate the city of Williamsport," was presented to the governor, on the twenty-second day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 15, 1866.



No. 1125.

**An Act**

To annul the marriage contract between Samuel Hilkert and Mary Ann Hilkert.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Samuel Hilkert and Mary Ann, his wife, of the township of Derry, in the county of Montour, and state of Pennsylvania, be and the same is hereby annulled and made void, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely, as if said contract had never been made.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do hereby certify, that the bill, entitled "An Act to annul the marriage contract between Samuel Hilkert and Mary Ann Hilkert," was presented to the governor, on the twentieth day of March, Anno Domini one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if it had been signed.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *January* 19, 1866.

No. 1126.

## A Supplement

To an act to provide for the adjudication and payment of certain military claims, approved the sixteenth day of April, Anno Domini one thousand eight hundred and sixty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for presenting claims, under the provisions of an act, entitled "An Act to provide for the adjudication and payment of certain military claims," approved the sixteenth day of April, Anno Domini one thousand eight hundred and sixty-two, and its supplements, is hereby extended to the first day of May, Anno Domini one thousand eight hundred and sixty-seven.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do hereby certify, that the bill, No. 1029, entitled "A supplement to an act to provide for the adjudication and payment of certain military claims, approved the sixteenth day of April, A. D. one thousand eight hundred and sixty-two," was presented to the governor, on the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, and was not returned, within three days (Sundays excepted) after the meeting of the legislature, in the year one thousand eight hundred and sixty-six; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 30, 1866.

No. 1127.

**An Act**

Relating to road bridges, hereafter to be constructed, over the Juniata river, the Susquehanna river, and the North and West Branches thereof, and their several tributaries.

**SECTION 1.** *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all road bridges, hereafter to be constructed, to cross the Juniata river, and the Susquehanna river, and the North and West Branches thereof and their several tributaries, shall be constructed, so that the lower chords thereof shall be at least three feet above the high water mark of the late freshets of March, one thousand eight hundred and sixty-five; and that all laws, or parts of laws, inconsistent with this act, be and the same are hereby repealed.

**ARTHUR G. OLMSTED,**

Speaker of the House of Representatives.

**WILLIAM J. TURREEL,**

Speaker of the Senate.

We do certify, the bill, No. 1225, entitled "An Act relating to road bridges, hereafter to be constructed, over the Juniata river, the Susquehanna river, and the North and West Branches thereof, and their several tributaries," was presented to the governor, on the twenty-third day of March, one thousand eight hundred and sixty-five, and was not returned, within three days (Sundays excepted) after the meeting of the legislature, in the year one thousand eight hundred and sixty-six; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if it had been signed by him.

**ADIN W. BENEDICT,**

Clerk of the House of Representatives.

**GEO. W. HAMERSLY,**

Clerk of the Senate.

HARRISBURG, January 30, 1866.

No. 1128.

## An Act

Authorizing the Black Diamond Coal and Iron Company to increase its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Black Diamond Coal and Iron Company be and is hereby authorized to increase its capital stock, from time to time, at the discretion of the stockholders, as the value of its property shall be increased, from the maximum allowed by the act of incorporation, to a sum, not exceeding two millions of dollars: *Provided,* That the quantity of land, held by the said company, shall not exceed, at any one time, three thousand acres; and that upon any increase of capital, the said company shall pay into the state treasury a bonus of one-half of one per centum.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, the bill, No. 634, entitled "An Act authorizing the Black Diamond Coal and Iron Company to increase its capital stock," was presented to the governor, on the twentieth day of March, one thousand eight hundred and sixty-five, and was not returned, within three days (Sundays excepted) after the meeting of the legislature, in the year one thousand eight hundred and sixty-six; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 30, 1866.



No. 1129.

**An Act**

To authorize the councils of the city of Erie to vacate a certain street, in the city of Erie, to grant the same to said city, and to authorize said councils to sell and convey the land so vacated.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the select and common councils of the city of Erie be and they are hereby authorized to vacate so much of Front street, lying between State street and French street, in the city of Erie, as they shall deem necessary and proper ; and the land, or territory, so vacated, shall thereupon be vested in and become the property of said city, to all intents and purposes : *Provided*, That a sufficient portion of said street shall be left, both on the north and south sides thereof, for the use of the property owners thereon : *And provided further*, That any person, or persons, aggrieved by the vacation of said street, or any part thereof, may have his, her, or their, damages ascertained and paid, in the mode and manner that damages to land owners, by the construction of railroads, are ascertained and paid, under the provisions of the act regulating railroads, approved February nineteenth, one thousand eight hundred and forty-nine, and the supplements thereto.

Councils authorized to vacate portion of certain street.

Proviso.

Payment of damages, relative to.

SECTION 2. The councils of said city are hereby authorized to sell, and by deed, under the corporate seal, convey all, or any part, of the land, so vacated and granted, unto any person, or persons, or body corporate, for such price, and upon such terms and conditions, as to time and manner of payment, as may be agreed upon between the parties.

Land vacated may be sold.

ARTHUR G. OLMSTED,  
Speaker of the House of Representatives.

WILLIAM J. TURRELL,  
Speaker of the Senate.

We do certify, that the bill, entitled "An Act to authorize the councils of the city of Erie to vacate a certain street, in the city of Erie, to grant the same to said city, and to authorize said councils to sell and convey the land so vacated," was presented to the governor, on the twenty-third day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,  
Clerk of the House of Representatives.

GEO. W. HAMERSLY,  
Clerk of the Senate.

HARRISBURG, January 31, 1866.

No. 1130.

## A Supplement

To an act to incorporate the Pennsylvania Horticultural Society.

*Principle.*

WHEREAS, By an act of assembly, approved the twenty-third day of March, Anno Domini one thousand eight hundred and thirty-one, the Pennsylvania Horticultural Society was incorporated :

*And whereas,* The persons constituting the said society are desirous of furthering and more effectually carrying out the objects and purposes for which it was incorporated, by purchasing land, in the city of Philadelphia, and erecting thereon a building, or buildings, to be used for holding corporate meetings, and for other purposes connected with the operation of the said society, and of promoting and encouraging horticulture, by purchasing land, in the county of Philadelphia, or in other parts of the state of Pennsylvania, for the establishment of experimental and botanical gardens :

*And whereas,* By the said act of incorporation, the persons constituting the society are declared capable of taking, holding and enjoying lands, only within three miles of the city of Philadelphia, and only to the clear value of twenty thousand dollars ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

*Additional privileges conferred.*

That the persons who now constitute the Pennsylvania Horticultural Society, or who shall hereafter be admitted members of the same, shall be and hereby are declared to be capable to take, hold and enjoy lands, within the state of Pennsylvania, and tenements and hereditaments, goods and chattels, and the same, from time to time, to sell, grant, demise, alien and dispose of, to use a common seal, and to alter and renew the same, at pleasure : *Provided,* That the clear value of the real estate, held by them, shall, at no time, exceed the sum of two hundred thousand dollars.

*Limitation.*

*Repeal of certain provisions.*

SECTION 2. That so much of the first section of the act, to which this is a supplement, as requires that the land, held by the said society, shall be within three miles of the city of Philadelphia, and the first proviso to the same, requiring that the real estate, held by the said society, shall not exceed, in clear value, the sum of twenty thousand dollars, be and the same are hereby repealed.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate

We do certify, that the bill, entitled "A supplement to an act to incorporate the Pennsylvania Horticultural Society," was presented to the governor, on the twenty-first day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 31, 1866.

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No. 1131.

## A Supplement

To an act, entitled "An Act to incorporate the Quaker Run Improvement Company," changing the name of said company to that of the Wikel Run Improvement Company; also, to change the par value of their stock, and to authorize the said company to lease coal lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of said company be and the same is hereby changed, from that of the Quaker Run Improvement Company, to that of the Wikel Run Improvement Company; and that the par value of the stock of said company shall be ten dollars, instead of twenty-five, as named in said act; and that section four, in said act, be and the same is hereby so amended as to authorize the said company, also, to lease and hold coal lands, in the county therein named, with the same privileges, and under the same restrictions, and for the same purposes, as though they had purchased the same under the provisions of said act.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "A supplement to an act, entitled 'An Act to incorporate the Quaker Run Improvement Company,' changing the name of said company to that of the Wikel Run Improvement Company; also, to change



the par value of their stock, and to authorize the said company to lease coal lands," was presented to the governor, on the twenty-second day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the meeting of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, January 31, 1866.

No. 1132.

## An Act

To authorize the re-examination of the account of the Commonwealth and E. P. Garland, late treasurer of the city of Carbondale.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Re-examination  
of certain ac-  
count author-  
ized.

That the auditor general and state treasurer of this commonwealth be and are hereby authorized and required to open, re-settle and adjust the account between E. P. Garland, late treasurer of the city of Carbondale, and the commonwealth, for the year one thousand eight hundred and sixty, and strike the balance due the commonwealth, or the treasurer, as the case may be.

In case balance  
is found due  
commonwealth,  
treasurer to col-  
lect mercantile  
licenses, &c.

SECTION 2 That in case balance shall be found due the commonwealth, then it shall be lawful for the treasurer, as aforesaid, to collect the mercantile licenses, as set forth in the mercantile appraisement of said city, for the year, as aforesaid, and to proceed, by suit, or otherwise, to collection against all persons, in said appraisement named, who are delinquents, with the same force and effect in law, equity, or otherwise, as though the same had been done in the time and manner, by the statute, in such cases, made and provided.

ARTHUR G. OLMSTED,

Speaker of the House of Representatives.

WILLIAM J. TURRELL,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to authorize the re-examination of the account of the commonwealth and



E. P. Garland, late treasurer of the city of Carbondale," was presented to the governor, on the twenty-first day of March, one thousand eight hundred and sixty-five, and was not returned, within three days after the opening of the present legislature; wherefore, it has, agreeably to the constitution of this commonwealth, become a law, in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *January 31, 1866.*

## CERTIFICATE.

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SECRETARY'S OFFICE,

HARRISBURG, *July 5, 1866.*

I certify, that in obedience to the directions of An Act of the General Assembly of the Commonwealth of Pennsylvania, I have collated with, and corrected by, the original rolls on file in this office, the proof-sheets of the printed copies of this edition of the Laws and Resolutions of the General Assembly, passed during the session ending the twelfth day of April, 1866, including an APPENDIX, containing laws passed at the sessions of 1855, 1862, 1864 and 1865, upon which the tax has been paid subsequently to the publication of the Pamphlet Laws of 1865.

ELI SLIFER,

*Secretary of the Commonwealth.*

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